

FORM PTO-1390 (REV. 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 0147-0223P
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 09/806767
INTERNATIONAL APPLICATION NO. PCT/EP99/07633	INTERNATIONAL FILING DATE October 12, 1999	PRIORITY DATE CLAIMED October 12, 1998	
TITLE OF INVENTION MEANS AND METHODS FOR MODULATING STOMATA CHARACTERISTICA IN PLANTS			
APPLICANT(S) FOR DO/EO/US BERGER, Dieter; ALTMANN, Thomas			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1). 4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. WO 00/22144 c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4) 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
Items 11. to 20. below concern document(s) or information included:			
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98-International Search Report (PCT/ISA/210) w/ 6 documents 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <ol style="list-style-type: none"> 1.) PCT Substitute Claims Letter w/ International Preliminary Examination Report (PCT/IPEA/409) and claims 2.) PCT Request (PCT/RO/101) 3.) 43 pages of Sequence Listing 4.) Nine (9) sheets of Formal Drawings 			

U.S. APPLICATION NO (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO		ATTORNEY'S DOCKET NUMBER	
097806767		PCT/EP99/07633		0147-0223P	
21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.				\$1,000.00	
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO				\$860.00	
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO.				\$710.00	
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)				\$690.00	
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).				\$100.00	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 860.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	29 - 20 =	9	X \$18.00	\$ 162.00	
Independent Claims	3 - 3 =	0	X \$80.00	\$ 0	
MULTIPLE DEPENDENT CLAIM(S) (if applicable) Yes			+ \$270.00	\$ 270.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1422.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0	
SUBTOTAL =				\$ 1422.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0	
TOTAL NATIONAL FEE =				\$ 1422.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 0	
TOTAL FEES ENCLOSED =				\$ 1422.00	
				Amount to be: refunded	\$
				charged	\$

- a. ☒ A check in the amount of \$ 1422.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account. No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2448.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Send all correspondence to:

Birch, Stewart, Kolasch & Birch, LLP or Customer No. 2292
P.O. Box 747
Falls Church, VA 22040-0747
(703)205-8000

Date: April 3, 2001

By Leonard R. Svensson #30,330

PROCT 833 10 AUG 2001

#3



BOX SEQUENCE
PATENT
0147-0223P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: BERGER, Dieter et al. Conf.: 4759
Appl. No.: 09/806,767 Group: Unassigned
Filed: April 3, 2001 Examiner: Unassigned
For: MEANS AND METHODS FOR MODULATING
STOMATA CHARACTERISTICA IN PLANTS

AMENDMENT

Assistant Commissioner for Patents
Washington, DC 20231

August 10, 2001

Sir:

In response to the U.S. Patent Office Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Disclosures dated May 10, 2001, the period for response having been extended one (1) month to August 10, 2001, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

IN THE SPECIFICATION:

Please replace the description of figure 5, on page 33, with the following amended description:

--**Figure 5:** Sequence alignments in the four highly conserved domains, the D region(SEQ ID NOS: 62-70), the H region(SEQ ID NOS:71-79), the substrate binding site(SEQ ID NO:80-88), and the S region(SEQ ID NOS:89-97) of the subtilisins Subtilisin BPN' (Wells et al. 1983, Nucleic Acids Res. 11, 7911-7925),

the KEX2 of yeast (Mizuno et al. 1988, *Biochem. Biophys. Res. Commun.* 156, 246-254), the human FURIN/PACE (Wise et al. 1990, *Proc. Natl. Acad. Sci USA* 87, 9378 - 9382), the human PC1/PC3 (Seidah et al., 1991, *Mol. Endocrinol.* 5, 111 - 122; Smeekens et al., 1991, *Proc. Natl. Acad. Sci. USA* 88, 340 - 344), the CUCUMISIN from *Cucumis melo* (Yamagata et al., 1994, *J. Biol. Chem.* 269, 32725 - 32731), LeP69 from *Lycopersicon esculentum* (Tornero et al., 1996, *Proc. Natl. Acad. Sci. USA* 93, 6332 - 6337), the AG12 from *Alnus glutinosa* (Ribeiro et al., 1995, *Plant Cell* 7, 785 - 794) and of SDD1. The positions of the invariant amino acids are marked with *. Identical amino acids present at corresponding positions in the different subtilisins are highlighted with black boxes.--

Please replace the Sequence Listing filed April 3, 2001, located immediately after the abstract, with substitute Sequence Listing enclosed herewith.

REMARKS

Sequence Listing

Enclosed herewith in full compliance to 37 C.F.R. §§1.821-1.825 is a substitute Sequence Listing to be inserted into the specification as indicated above. The substitute Sequence Listing in no way introduces new matter into the specification.

Also submitted herewith in full compliance to 37 C.F.R. §§1.821-1.825 is a disk copy of the substitute Sequence Listing. The disk copy of the substitute Sequence Listing, file "0147-0223P.ST25", is identical to the paper copy, except that it lacks formatting.

The substitute Sequence Listing contains sequences disclosed in figure 5 as filed that were not made part of the original Sequence Listing. The amendments to the Specification are being

made to reference these sequences by their SEQ ID NOS. These amendments are editorial in nature and do not constitute new matter.

Entry of the above amendments is earnestly solicited. An early and favorable first action on the merits is earnestly solicited.

Claims Fee

Claims 8, 11, and 15 as filed are improper, therefore these claims and their dependants are counted as one claim making the total claim count to 27. 29 claims were paid for on April 3, 2001, therefore the Applicants feel that the additional claims fee of \$288.00 is not necessary. If the Commissioner disagrees then he is hereby authorized to charge Deposit Account No. 02-2448 for any additional claims fees.

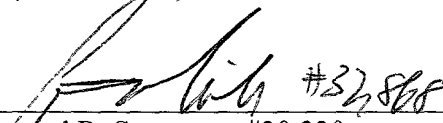
Extension of Time

A one (1) month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. §1.136 and 37 C.F.R. §1.17 has been petitioned for and the applicable fees have been paid in the accompanying response to the Notice to File Missing Parts filed on August 10, 2001 for the present application number.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #32,868
JL Leonard R. Svensson, #30,330

LRS/SWG/KW
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Attachments: Paper and disk copy of Sequence Listing
Copy of Notice to Comply

09/806767

PATENT
0147-0223P

JCO8 Rec'd PCT/PTO

03 APR 2001

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: BERGER, Dieter et al. Conf.:
Int'l. Appl. No.: PCT/EP99/07633
Appl. No.: New Group:
Filed: April 3, 2001 Examiner:
For: MEANS AND METHODS FOR MODULATING STOMATA
CHARACTERISTICA IN PLANTS

PRELIMINARY AMENDMENT

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, DC 20231

April 3, 2001

Sir:

The following Preliminary Amendments and Remarks are respectfully submitted in connection with the above-identified application.

AMENDMENTS

IN THE SPECIFICATION:

Please amend the specification as follows:

Before line 1, insert --This application is the national phase under 35 U.S.C. § 371 of PCT International Application No. PCT/EP99/07633 which has an International filing date of October 12, 1999, which designated the United States of America.--

IN THE CLAIMS:

Please amend the claims as follows:

5. (Amended) A vector comprising a recombinant DNA molecule of claim 1.

6. (Amended) A host cell containing a vector of claim 5 or a recombinant DNA molecule of claim 1.

7. (Amended) A method for the production of transgenic plants with altered stomata characteristics compared to wild type plants comprising the introduction of a recombinant DNA molecule of claim 1 or the vector of claim 5.

8. (Amended) A transgenic plant cell comprising stably integrated into the genome a recombinant DNA molecule of claim 1 or a vector of claim 5 or obtainable according to the method of claim 7, wherein the expression of the nucleic acid molecule results in an increased expression or activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.

11. (Amended) A transgenic plant cell which contains stably integrated into the genome a recombinant DNA molecule of claim 1 or part thereof, a vector of claim 5 or obtainable according to the method of claim 7, wherein the presence, transcription and/or

expression of the nucleic acid molecule or part thereof leads to reduction of the synthesis or the activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.

13. (Amended) A transgenic plant or plant tissue comprising the plants cells of claim 11.

15. (Amended) The transgenic plant of claim 9, the plant cell of claim 8, or the plant tissue of claim 9, wherein said plant, plant cell or plant tissue is derived from a monocotyledonous or dicotyledonous plant.

17. (Amended) Harvestable parts or propagation material of plants of claim 9.

18. (Amended) A kit comprising recombinant DNA molecule of claim 1 or a vector of claim 5.

21. (Amended) Use of a nucleic acid molecule encoding or regulating the expression of a subtilisin-like serine protease or a nucleic acid molecule as defined in claim 1, a recombinant DNA molecule of claim 1, or a vector of claim 5 for the production of plants with improved fresh and dry weight, for enhancing the content of sugars and/or protein in plant leaves for the production of plants with reduced leaf temperatures or with reduced water loss and lower water consumption, for the

modification (enhancement) of CO₂ uptake into and H₂O release from leaves, for sustained photosynthesis under high intensity conditions or for the improvement of disease resistance plants.

REMARKS

The specification has been amended to provide a cross-reference to the previously filed International Application. The claims have also been amended to delete improper multiple dependencies and to place the application into better form for examination. Entry of the present amendment and favorable action on the above-identified application are earnestly solicited.

Attached hereto is a marked-up copy of the changes made to the application by this Amendment.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *m. R. Svensson* #36,623
A Leonard R. Svensson, #30,330

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Attachment: Version With Markings Showing Changes Made

VERSION WITH MARKINGS SHOWING CHANGES MADE

The specification has been amended to provide cross-referencing to the International Application.

The claims have been amended as follows:

5. (Amended) A vector comprising a recombinant DNA molecule of [any one of claims 1 to 4]claim 1.

6. (Amended) A host cell containing a vector of claim 5 or a recombinant DNA molecule of [any one of claims 1 to 4]claim 1.

7. (Amended) A method for the production of transgenic plants with altered stomata characteristics compared to wild type plants comprising the introduction of a recombinant DNA molecule of [any one of claims 1 to 4]claim 1 or the vector of claim 5.

8. (Amended) A transgenic plant cell comprising stably integrated into the genome a recombinant DNA molecule of [any one of claims 1 to 4]claim 1 or a vector of claim 5 or obtainable according to the method of claim 7, wherein the expression of the nucleic acid molecule results in an increased expression or activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.

11. (Amended) A transgenic plant cell which contains stably integrated into the genome a recombinant DNA molecule of [any one of claims 1 to 4]claim 1 or part thereof, a vector of claim 5 or obtainable according to the method of claim 7, wherein the presence, transcription and/or expression of the nucleic acid molecule or part thereof leads to reduction of the synthesis or the activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.

13. (Amended) A transgenic plant or plant tissue comprising the plants cells of claim 11 [or 12].

15. (Amended) The transgenic plant of [any one of claims 9, 10, 13 or 14]claim 9, the plant cell of [any one of claims 8, 11 or 12]claim 8, or the plant tissue of claim 9 [or 13], wherein said plant, plant cell or plant tissue is derived from a monocotyledonous or dicotyledonous plant.

17. (Amended) Harvestable parts or propagation material of plants of [any one of claims 9, 10, 13 or 14 to 16]claim 9 [comprising plant cells of claim 8 11, 12, 15 or 16].

18. (Amended) A kit comprising recombinant DNA molecule of [any one of claims 1 to 4]claim 1 or a vector of claim 5.

21. (Amended) Use of a nucleic acid molecule encoding or regulating the expression of a subtilisin-like serine protease or a nucleic acid molecule as defined in [any one of claims 1 to 4]claim 1, a recombinant DNA molecule of [any one of claims 1 to 4]claim 1, or a vector of claim 5 for the production of plants with improved fresh and dry weight, for enhancing the content of sugars and/or protein in plant leaves for the production of plants with reduced leaf temperatures or with reduced water loss and lower water consumption, for the modification (enhancement) of CO₂ uptake into and H₂O release from leaves, for sustained photosynthesis under high intensity conditions or for the improvement of disease resistance plants.

Means and methods for modulating stomata characteristic in plants

The present invention relates to recombinant DNA molecules comprising nucleic acid molecules encoding subtilisin-like serine proteases that are involved in the regulation of stomatal density in plants; wherein said nucleic acid molecules could be operably linked to regulatory elements allowing the expression of the nucleic acid molecules in plants. The present invention also provides vectors comprising said recombinant DNA molecules as well as plant cells, plant tissues and plants transformed therewith. The present invention further relates to the use of the aforementioned recombinant DNA molecules and vectors in plant cell and tissue culture, plant breeding and/or agriculture, in particular for the production of plants with improved traits.

Several documents are cited throughout the text of this specification. Each of the documents cited herein (including any manufacturer's specifications, instructions, etc.) are hereby incorporated herein by reference; however, there is no admission that any document cited is indeed prior art as to the present invention.

Stomatal complexes (stomata) are specialised structures in the epidermices of all higher land plants that mediate and control the gas exchange between the internal tissues of the plants and the atmosphere. They consist of two guard cells that flank a central pore. In many plant species these central guard cells are surrounded by morphologically distinct epidermal cells (subsidiary cells). Usually, more than 90% of the gas exchange between a leaf and the atmosphere (uptake of CO₂ into the leaf and release of H₂O vapor) occurs through the stomatal pores. The major function of the stomata is to create an optimal balance between sufficient CO₂ uptake and limited water loss. To achieve this, short term control (in the range of minutes to hours) is exerted on the stomatal conductance by opening and closure of the stomatal pores through turgor driven movement of the guard cells (for review see Zeiger, Farquhar and Cowan (eds.) Stomatal Function,

Stanford University Press, Stanford 1987; Willmer and Fricker (eds.) Topics in Functional Biology, 2. Stomata, Second Edition, Chapman and Hall Ltd., London, New York, 1996). Besides these rapid and transient changes, long term modulation of stomatal characteristics occurs which predominantly involve morphological aspects such as presence or absence of stomata in the upper and/or lower leaf epidermis, density of stomata in the leaf epidermices, or the size of the stomata. These features are determined both, by endogenous (genetic) and by exogenous (environmental) factors. Hints towards genetic control were obtained through the observation of a broad variation of the stomatal density between different species of the same genus, between varieties or cultivars of the same species, or in F1 hybrids. Genetic analysis revealed multigenic, oligogenic, or monogenic control and a high heritability of characters such as stomatal density or size (for review see Jones, *In Stomatal Function*, Eds. E. Zeiger, G.D. Farquhar and I.R. Cowan, pp. 431-443, Stanford University Press, Stanford 1987). In addition to this endogenous control, stomatal characteristics are also modulated through environmental effects. Thus, air humidity (e.g. Schürmann, 1959, *Flora* 147, 417-520), light intensity (e.g. Gay and Hurd, 1975, *New Phytol.* 75, 37-46; Schoch et al., 1980, *J. Exp. Bot.* 31, 1211-1216; Rahim and Fordham, 1991, *Ann. Bot.* 67, 167-171), and CO₂-concentration (e.g. Woodward, 1987, *Nature* 327, 617-618; Woodward and Bazzaz, 1988, *J. Exp. Bot.* 39, 1771-1781; Goodfellow et al., 1997, *Tree Physiol.* 17, 291-299) were found to affect stomatal density. In several studies, stomatal density was found to be associated with plant yield (e.g. Walton, 1974, *Can J. Plant Sci.* 54, 749-754). Pima cotton varieties selected for high yield upon growth under conditions of high irradiance and artificial irrigation exhibit increased stomatal density associated with increased stomatal conductance and reduced leaf temperature (Cornish et al., 1991, *Plant Physiol.* 97, 484-489; Lu and Zeiger, 1994, *Physiol. Plant.* 92, 273-278; Lu et al., 1994, *Physiol. Plant.* 92, 266-272; Srivastava et al., 1995, *Plant Sci.* 19, 125-131). A similar relationship between stomatal conductance and yield was observed for a series of bread wheat varieties (Lu et al., 1998, *J. Exp. Bot.* 49, 453-460). According to these data, the modulation of stomatal characteristics are of high importance for the improvement of elite cultivars of crop plants. In the area of agriculture and forestry, a major aim is the continuous improvement of the crop plants with respect to higher yielding to provide sufficient food for the growing

global population and to ensure the supply of renewable resources. Traditionally, progress towards higher yielding varieties is attempted through breeding, a very labour and time consuming process to be conducted separately for every relevant plant species. Some progress has already been achieved through the application of genetic engineering to plants, i.e. the introduction and expression of recombinant nucleic acid molecules in plants. Such approaches are advantageous as they can usually be applied to many different plant species. In EP-A 0 511 979, for instance, the use of a procaryotic asparagine synthetase for expression in plant cells is described that, among other changes, leads to increased biomass production. WO 96/21737 describes yield increases in plants achieved through the expression of de- or non-regulated fructose-1,6-bisphosphatase through enhanced rate of photosynthesis. In WO 96/17069, the enhancement of biomass production in transgenic plants achieved through expression of a polyphosphate kinase from *E.coli* is described. In contrast to these cases, however, no means for a directed manipulation through genetic engineering of stomatal density or distribution in plants were hitherto available, due to the complete lack of knowledge about genes that are involved in the control of these stomatal characteristics.

Recently, an *Arabidopsis thaliana* mutant, R-558, has been isolated after chemical mutagenesis which shows a two to four-fold increase in the stomatal density of all aerial plant organs, in the leaves in particular and the occurrence of ca. 10% clustered stomata, i.e. stomata placed in direct contact to at least one other stomata (D. Berger, 1997, PhD Thesis Freie Universität Berlin). Besides a minor change in the length of the pedicelli, no other morphological changes were visible in the mutant plants. The form and size of the leaves as well as the structure of the mesophyll (number of cell layers in palisade and spongy parenchyma, form and size of the mesophyll cells) and the intercellular system (including the substomatal cavities) are unchanged. The increased stomatal density resulted in elevated transpiration (loss of H₂O) and was associated with increased dry matter content in the leaves which in the wild type was ca. 3% and in the mutant ca. 7%. It was furthermore shown that the increased stomatal density in the R-558 mutant was associated with increased leaf fresh (+ 15%) and dry (+30%) weight, increased glucose (+70%), fructose (+65%), and protein (+50%) contents in leaves, and enhanced transpiration and CO₂-assimilation (D. Berger, 1997, PhD Thesis, Freie

Universität Berlin) in comparison to the wild type. The mutation which caused the increased stomatal density has been mapped relative to a set of (molecular) genetic markers to a ca. 0.59 cM interval located on the top arm of chromosome 1 of *Arabidopsis thaliana* (D. Berger, 1997, PhD Thesis, Freie Universität Berlin). However, the regulation of stomatal density and distribution in plants is still not fully understood and means that can be used to manipulate stomatal characteristics such as density and distribution that may have applications in several aspects of agriculture were hitherto not available.

Thus, the technical problem underlying the present invention was to comply with the need for means and methods for modulating the stomatal density in plants. The solution to this technical problem is achieved by providing the embodiments characterized in the claims.

Accordingly, the invention relates to a recombinant DNA molecule comprising

- (i) a nucleic acid molecule encoding a subtilisin-like serine protease or encoding a biologically active fragment of such a protein, selected from the group consisting of
 - (a) nucleic acid molecules comprising a nucleotide sequence encoding a protein comprising the amino acid sequence as given in SEQ ID NO: 2, 8, 10 or 12;
 - (b) nucleic acid molecules comprising a nucleotide sequence as given in SEQ ID NO: 1, 7, 9, or 11;
 - (c) nucleic acid molecules encoding a protein comprising at least the D region, H region, substrate binding site and/or S region of the subtilisin-like serine protease encoded by a nucleic acid molecule of (a) or (b); or
 - (d) nucleic acid molecules hybridizing with the complementary strand of a nucleic acid molecule as defined in any one of (a) to (c);
 - (e) nucleic acid molecules encoding a protein the amino acid sequence of which is at least 65% identical to the amino acid sequence encoded by a nucleic acid molecule of any one of (a) to (c);

- (f) nucleic acid molecules, the nucleotide sequence of which is degenerate as a result of the genetic code to a nucleotide sequence of a nucleic acid molecule as defined in any one of (a) to (e); or
- (ii) a nucleic acid molecule encoding a mutant non-active or hyper-active form of or an antibody against the subtilisin-like serine protease encoded by a nucleic acid molecule of (i); or
- (iii) a nucleic acid molecule which specifically hybridizes with a nucleic acid molecule of (i) or the complementary strand thereof.

The present invention is based on the identification of a new class of genes represented by *SDD1* from *Arabidopsis thaliana* which share common structural motifs, see infra. In one aspect, these genes are preferably involved in the control of stomatal density and/or distribution. The *SDD1* gene is mutated in the *Arabidopsis thaliana* mutant R-558; see Examples 1 to 3. Computer-assisted amino acid sequence analysis of the protein encoded by this gene revealed that it belongs to a family of subtilisin-like serine proteases; see Example 4. Further representatives of this new class of genes have been cloned from potato; see Example 6.

The terms "subtilisin-like-serine protease" and "subtilase" are used interchangeable herein and mean a specific class of serine proteases, called subtilisins or dibasic processing endoproteases. In subtilisins, four regions form the catalytic triad and the substrate binding site and are most highly conserved among subtilisins; see also Example 4 and Figure 7. In the context of the present invention, subtilisin-like serine proteases also mean such proteins which show a homology of at least 65% to the sequence shown in SEQ ID NOs: 2, 8, 10 or 12. In the context of the present invention, the term "subtilisin-like serin protease" preferably is understood to mean proteins comprising one or several of the characteristic motifs depicted in SEQ ID NOS: 13 to 37; see infra.

The substrate binding site preferably comprises the motif VICAA (SEQ ID NO: 38), more preferably the motif CAAGN (SEQ ID NO: 39), in particular the motif AAGNN (SEQ ID NO: 40) and most preferably the amino acid motif VICAAGNNG (SEQ ID NO: 41).

In another preferred embodiment, the nucleic acid molecule of the present invention encodes a protein described above with one or more of the following amino acid sequence motifs: SYHSA (SEQ ID NO: 49), GLSPT (SEQ ID NO: 50), WLKSG (SEQ ID NO: 51), FNSSS (SEQ ID NO: 52), ASTAG (SEQ ID NO: 53), AAMDV (SEQ ID NO: 54), WIATI (SEQ ID NO: 55), GPSGL (SEQ ID NO: 56), IAALLH (SEQ ID NO: 57), KPIMD (SEQ ID NO: 58), VSCHD (SEQ ID NO: 59), YPSIS (SEQ ID NO: 60), SLSYR (SEQ ID NO: 61).

In a further preferred embodiment the D, H and/or S region of the subtilase of the present invention comprise one or several of the following characteristic motifs:

D region:

IIGVL (SEQ ID NO: 42) or GVLDT (SEQ ID NO: 43)

H region:

THTAST (SEQ ID NO: 44) or S-RDS (SEQ ID NO: 45) or RDS-G (SEQ ID NO: 46)

S region:

HVSGI (SEQ ID NO: 47) or FTV-SGT (SEQ ID NO: 48)

While a function of such proteins in the regulation of stomatal density in plants was hitherto unknown, the present invention for the first time provides evidence that the described nucleic acid molecules encode proteins that are involved in controlling the density and the distribution of stomata in plants; see Examples 3 and 7. Furthermore, it is shown that plants lacking or overexpressing such proteins show altered morphological and physiological features of high agronomic importance.

Thus, the present invention for the first time clearly establishes that stomatal characteristics such as density and distribution can be specifically modulated through the application of genetic engineering techniques and provides extremely useful tools for example to:

- (i) generate plants with increased stomatal density and consequently with enhanced CO₂ assimilation, reduced leaf temperature, enhanced organ such as leaf fresh and dry weight, and enhanced sugar and protein contents in organs such as leaves;
- (ii) generate plants with decreased stomatal density and consequently with reduced water loss and thus lower water consumption;

- (iii) counteract environmental changes such as raises in atmospheric CO₂ levels, temperature and irradiation that would cause changes in stomatal density to sub- or supra-optimal levels;

In general a nucleic acid molecule encoding a subtilisin-like serine protease can be derived from any material source, for example, from any organism, preferably plants possessing such molecules, preferably from monocotyledonous or dicotyledonous plants, in particular from any plant of interest in agriculture, horticulture or wood culture, such as crop plants, namely those of the family Poaceae, any starch producing plants, such as potato, manioke, rice, wheat, corn, barley, oat, leguminous plants, oil producing plants, such as oilseed rape, soja, sunflower, linseed, etc., plants using polypeptide as storage substances, such as soybean, plants using sucrose as storage substance, such as sugar beet or sugar cane, trees, ornamental plants etc. or plants belonging to the family Gramineae.

Furthermore, nucleic acid molecules can be used in accordance with the present invention hybridizing to the above-described nucleic acid molecules and encoding subtilisin-like serine protease. Such nucleic acid molecules can be isolated, e.g., from libraries, such as cDNA or genomic libraries by techniques well known in the art. For example, hybridizing nucleic acid molecules can be identified and isolated by using the above-described nucleic acid molecules or fragments thereof or complements thereof as probes to screen libraries by hybridizing with said molecules according to standard techniques. Possible is also the isolation of such nucleic acid molecules by applying the polymerase chain reaction (PCR) using as primers oligonucleotides derived from the above-described nucleic acid molecules. Nucleic acid molecules which hybridize with any of the aforementioned nucleic acid molecules also include fragments, derivatives and allelic variants of the above-described nucleic acid molecules that encode subtilisin-like serine proteases or biologically active fragments thereof. Fragments are understood to be parts of nucleic acid molecules long enough to encode the described protein or a fragment thereof having the biological activity as defined above. Preferably, said fragment comprises at least one region of subtilisin-like serine protease as defined in section (i) (c) supra.

The term "derivative" means in this context that the nucleotide sequence of these nucleic acid molecules differs from the sequences of the above-described nucleic acid molecules in one or more nucleotide positions and are highly homologous to said nucleic acid molecules. Homology is understood to refer to a sequence identity of at least 50 %, preferably 65% identity, particularly an identity of at least 70 % or 75%, preferably more than 80 % and still more preferably more than 90 % or 95% identity. The deviations from the sequences of the nucleic acid molecules described above can, for example, be the result of nucleotide substitution(s), deletion(s), addition(s), insertion(s) and/or recombination(s) either alone or in combination, that may naturally occur or be produced via recombinant DNA techniques well known in the art; see for example, the techniques described in Sambrook, Molecular Cloning A Laboratory Manual, Cold Spring Harbor Laboratory (1989) N.Y. and Ausubel, Current Protocols in Molecular Biology, Green Publishing Associates and Wiley Interscience, N.Y. (1989), (1994). Homology further means that the respective nucleic acid molecules or encoded proteins are functionally and/or structurally equivalent. The nucleic acid molecules that are homologous to the nucleic acid molecules described above and that are derivatives of said nucleic acid molecules are, for example, variations of said nucleic acid molecules which represent modifications having the same biological function, in particular encoding proteins with the same or substantially the same biological activity as defined herein. They may be naturally occurring variations, such as subtilisin-like serine protease encoding sequences from other prokaryotes and eukaryotes, respectively, or mutations. These mutations may occur naturally or may be obtained by mutagenesis techniques; see supra. The allelic variations may be naturally occurring allelic variants as well as synthetically produced or genetically engineered variants; see supra. For example, the amino acid sequences of plant subtilisin-like serine proteases share significant similarities with bacterial, yeast and mammalian subtilisin-like serine protease; see Example 4. In addition, nucleic acid molecules can be employed in accordance with the present invention that encode homologs or analogs of the above described subtilisin-like serine protease but where otherwise unrelated to those proteins. Such proteins that do not display significant homologies to common subtilisin-like serine protease can be identified by a person skilled in the art using techniques

well known in the art, for example, via complementation of mutant genes, for example, in corresponding mutant plants; see Example 3.

In a further embodiment the term derivative encompasses a nucleotide sequence coding for a protein derived from any one of SEQ ID Nos. 2, 8, 10 or 12 which exhibits a degree of homology, i.e. identity to the protein depicted under SEQ ID Nos. 2, 8, 10 or 12 of at least 60%, in particular an homology of at least 70%, preferably more than 80% and still more preferably a homology of more than 90% and particularly preferred of more than 95% and which exhibits at least one, more preferably at least three, even more preferably of at least five, in particular at least ten and particularly preferred of at least twenty of the peptide motifs selected from the group consisting of

- a) QTYIV, (SEQ ID NO: 13),
- b) IVQLH, (SEQ ID NO: 14),
- c) SSRLL, (SEQ ID NO: 15),
- d) QTTYS, (SEQ ID NO: 16),
- e) SSSCN, (SEQ ID NO: 17),
- f) VLGNG, (SEQ ID NO: 18),
- g) GAHIA, (SEQ ID NO: 19),
- h) FRAME, (SEQ ID NO: 20),
- i) VICAA, (SEQ ID NO: 21),
- j) AAGNN, (SEQ ID NO: 22),
- k) SSVAN, (SEQ ID NO: 23),
- l) YGESL, (SEQ ID NO: 24),
- m) GSEFC, (SEQ ID NO: 25),
- n) CLRGS, (SEQ ID NO: 26),
- o) RGVNG, (SEQ ID NO: 27),
- p) PATLIG, (SEQ ID NO: 28),
- q) IFGGT, (SEQ ID NO: 29),
- r) PQNLG, (SEQ ID NO: 30),
- s) VNFTV, (SEQ ID NO: 31),
- t) HVSGI, (SEQ ID NO: 32),
- u) GFSLN, (SEQ ID NO: 33),
- v) RRVTN, (SEQ ID NO: 34),
- w) PNSIY, (SEQ ID NO: 35),
- x) LSYRV, (SEQ ID NO: 36), and
- y) SPISV, (SEQ ID NO: 37)

The proteins encoded by the various derivatives, variants, homologs or analogs of the above-described nucleic acid molecules may share specific common characteristics, such as molecular weight, immunological reactivity, conformation, etc., as well as physical properties, such as electrophoretic mobility, chromatographic behavior, sedimentation coefficients, pH optimum, temperature

optimum, stability, solubility, spectroscopic properties, etc. All these nucleic acid molecules and derivatives can be employed in accordance with the present invention as long as the biological activity of the encoded protein remains substantially unaffected in kind, namely that the protein is capable of modulating stomata density in plants. Any one of the above described nucleic acid molecules, in particular those that represent hyper-active mutant forms of subtilisin-like serine proteases are particular suitable for overexpression in transgenic plants. These transgenic plants may either possess an endogenous functional subtilisin-like serine protease or they may lack the corresponding genes, e.g. due to mutation.

The nucleic acid molecules mentioned in section (ii) and (iii) are particular useful for the suppression of genes encoding subtilisin-like serine proteases in plants. Hence, in one embodiment said nucleic acid molecules are preferably of at least 50 nucleotides in length hybridizing specifically with a nucleic acid molecule as described above or with a complementary strand thereof. Specific hybridization occurs preferably under stringent conditions and implies no or very little cross-hybridization with nucleotide sequences encoding no or substantially different proteins. In particular stringent conditions mean, e.g., the use of an aqueous solution of 1% BSA, 1mM EDTA, 0.5 M NaHPO₄ pH7.2, 7% SDS and incubation at 65°C. Preferably, stringent hybridization is obtained under the following conditions:

Hybridization buffer:

2 x SSC; 10 x Denhardt's solution (Ficoll 400 + PEG + BSA; ratio 1:1:1); 0.1% SDS; 5mM EDTA; 50 mM Na₂HPO₄; 250 µg/ml herring sperm DNA; 50 µ/ml tRNA; or

0.25M sodium phosphate buffer pH 7.2; 1mM EDTA; 7% SDS

Hybridization temperature: T=65 to 68°C

Washing buffer: 0.2 x SSC; 0.1% SDS

Washing temperature: T=68°C

Such nucleic acid molecules may be used as probes and/or for the control of gene expression. Nucleic acid probe technology is well known to those skilled in the art who will readily appreciate that such probes may vary in length. Preferred are nucleic acid probes of 50 nucleotides or more in length. Of course, it may also be

appropriate to use nucleic acids of up to 100 and more nucleotides in length. The nucleic acid probes of the invention are useful for various applications. On the one hand, they may be used as PCR primers for amplification of nucleic acid sequences according to the invention. Another application is the use as a hybridization probe to identify nucleic acid molecules hybridizing with a nucleic acid molecule of the invention by homology screening of genomic DNA or cDNA libraries. Nucleic acid molecules according to this preferred embodiment of the invention which are complementary to a nucleic acid molecule as described above can be used for repression of expression of a subtilisin-like serine protease encoding gene, for example due to an antisense or triple helix effect or for the construction of appropriate ribozymes (see, e.g., EP-A1 0 291 533, EP-A1 0 321 201, EP-A2 0 360 257) which specifically cleave the (pre)-mRNA of a gene comprising a nucleic acid molecule of the invention or part thereof. Selection of appropriate target sites and corresponding ribozymes can be done as described, for example, in Steinecke, Ribozymes, Methods in Cell Biology 50, Galbraith et al. eds Academic Press, Inc. (1995), 449-460. Furthermore, the person skilled in the art is well aware that it is also possible to label such a nucleic acid probe with an appropriate marker for specific applications, such as for the detection of the presence of a nucleic acid molecule of the invention in a sample derived from an organism, in particular plants.

The above described nucleic acid molecules may either be DNA or RNA or a hybrid thereof. Furthermore, said nucleic acid molecule may contain, for example, thioester bonds and/or nucleotide analogues, commonly used in oligonucleotide anti-sense approaches. Said modifications may be useful for the stabilization of the nucleic acid molecule against endo- and/or exonucleases in the cell.

Furthermore, nucleic acid molecules encoding antibodies specifically recognizing a subtilisin-like serine protease or parts, i.e. specific fragments or epitopes, of such a protein can be used for inhibiting the activity of the protein in plants. These antibodies can be monoclonal antibodies, polyclonal antibodies or synthetic antibodies as well as fragments of antibodies, such as Fab, Fv or scFv fragments etc. Monoclonal antibodies can be prepared, for example, by the techniques as originally described in Köhler and Milstein, Nature 256 (1975), 495, and Galfré, Meth. Enzymol. 73 (1981), 3, which comprise the fusion of mouse myeloma cells to

spleen cells derived from immunized mammals. Furthermore, antibodies or fragments thereof to the aforementioned peptides can be obtained by using methods which are described, e.g., in Harlow and Lane "Antibodies, A Laboratory Manual", CSH Press, Cold Spring Harbor, 1988. These antibodies can be used, for example, for the immunoprecipitation and immunolocalization of proteins according to the invention as well as for the monitoring of the synthesis of such proteins, for example, in recombinant organisms, and for the identification of compounds interacting with the protein according to the invention. For example, surface plasmon resonance as employed in the BIAcore system can be used to increase the efficiency of phage antibodies selections, yielding a high increment of affinity from a single library of phage antibodies which bind to an epitope of the protein of the invention (Schier, Human Antibodies Hybridomas 7 (1996), 97-105; Malmberg, J. Immunol. Methods 183 (1995), 7-13). Expression of antibodies or antibody-like molecules in plants can be achieved by methods well known in the art, for example, full-size antibodies (Düring, Plant. Mol. Biol. 15 (1990), 281-293; Hiatt, Nature 342 (1989), 469-470; Voss, Mol. Breeding 1 (1995), 39-50), Fab-fragments (De Neve, Transgenic Res. 2 (1993), 227-237), scFvs (Owen, Bio/Technology 10 (1992), 790-794; Zimmermann, Mol. Breeding 4 (1998), 369-379; Tavladoraki, Nature 366 (1993), 469-472) and dAbs (Benvenuto, Plant Mol. Biol. 17 (1991), 865-874) have been successfully expressed in Tobacco, Potato (Schouten, FEBS Lett. 415 (1997), 235-241) or *Arabidopsis*, reaching expression levels as high as 6.8% of the total protein (Fiedler, Immunotechnology 3 (1997), 205-216).

In addition, nucleic acid molecules encoding mutant forms of a subtilisin-like serine protease can be used to interfere with the activity of the wild type protein. Such mutant forms preferably have lost their biological activity as defined above and may be derived from the corresponding subtilisin-like serine protease by way of amino acid deletion(s), substitution(s), and/or additions in the amino acid sequence of the protein. As mentioned above, mutant forms of subtilisin-like serine proteases also encompass hyper-active mutant forms of such proteins which display, e.g. an increased substrate affinity and/or higher substrate turnover of the same. Furthermore, such hyper-active forms may be more stable in the cell due to the incorporation of amino acids that stabilize proteins in the cellular environment.

These mutant forms may be naturally occurring or genetically engineered mutants; see also supra.

The recombinant DNA molecule of the invention preferably comprises regulatory sequences allowing for the expression the nucleic acid molecules in plants. Preferably, said regulatory elements comprise a promoter active in plant cells. Expression comprises transcription of the nucleic acid molecule preferably into a translatable mRNA. Regulatory elements ensuring expression in plant cells are well known to those skilled in the art.

These regulatory elements may be homologous or preferably heterologous with respect to the nucleic acid molecule to be expressed and/or with respect to the plant species to be transformed. For example, a preferred regulatory element that can be employed in accordance with the present invention is the SDD1 promoter region as depicted in SEQ ID NO: 5 or part thereof.

Preferably, the promoter region of the SDD1 gene comprising SEQ ID NO: 6 is employed, which corresponds to the nucleotide sequence of SEQ ID NO: 5 starting at position 839. GUS expression studies show that the promoter of SDD1 of *Arabidopsis thaliana* in tissues having mitotic activity shows a high activity. For example, a very strong GUS expression can be found in developing stomata and in primordials, but also a weaker expression in lateral roots. By way of computer-assisted studies different domains could be identified which possibly are responsible for the expression pattern of this promoter. On the one hand, a domain was identified which allows expression in roots, on the other hand several characteristic motifs were identified which are termed Dof-motifs (see, e.g., Yanagisawa and Schmidt, Plant J. 17 (1999), 209-214) and which in the present case possibly allow for an expression in guard cells. These motifs have, e.g., been described in German patent application DE 19904754.5. It is assumed that a deletion of the domain, which possibly mediates the expression in roots and which is located within the first 400bp of SEQ ID NO: 6, advantageously changes the specificity of the promoter. For this reason preferred embodiments of the invention use promoter fragments comprising at the 5'-region a deletion of at least 400-450bp or of 450-600bp or at the most 900bp.

It is possible for the person skilled in the art to isolate with the help of the coding and regulatory sequences of the invention corresponding genes from other species, for example, potato, tomato, barley, wheat, oat, rye, rice, corn, soja, etc. This can be done by conventional techniques known in the art, for example, by using the regulatory sequences depicted in SEQ ID NO: 6 as a hybridization probe or by designing appropriate PCR primers. It is then possible to isolate the corresponding promoter region by conventional techniques and test it for its expression pattern. For this purpose, it is, for instance, possible to fuse the promoter to a reporter gene, such as GUS, luciferase or green fluorescent protein (GFP) and assess the expression of the reporter gene in transgenic plants.

For example the promoters from the two SDD1 homologs from *Solanum tuberosum* described in Example 6 can be isolated by conventional means. Genomic clones can be amplified, e.g., fragments via long template PCR (employing for example the EXPAND kit, Boehringer Mannheim), using an upstream oriented SDD1 specific primer and a primer to the Lambda left or right arm sequence. The amplified fragment is sequenced via primer walking until several kb upstream from the transcription start point have been reached, if present on the clone, preferably more than 3 kb. Within the cloned genomic sequence, the transcription start site is determined by standard procedures well known to the person skilled in the art, such as 5'-RACE, primer extension or S1 mapping. To define cis-regulatory elements upstream of the transcription start site (i.e. within the putative promoter region), the respective region is fused to marker genes such as genes encoding GUS or GFP, and 5' deletion derivatives of these construct are generated. They are transformed into suitable plant material, and the expression of the marker gene depending on the remaining upstream sequence (putative promoter) is determined. These techniques are well known to the person skilled in the art.

The regulatory sequences so identified may differ at one or more positions from the above-mentioned regulatory sequence but still have the same specificity, namely they comprise the same or similar sequence motifs, preferably 6 to 10 nucleotides in length, responsible for the above described expression pattern. Preferably such regulatory sequences hybridize to one of the above-mentioned regulatory sequences, most preferably under stringent conditions. Particularly

preferred are regulatory sequences which share at least 85%, more preferably 90-95%, and most preferably 96-99% sequence identity with one of the above-mentioned regulatory sequences and have the same or substantially the same specificity. Particularly preferred are the regulatory sequences that comprise the above mentioned motifs which allow for an expression in guard cells. Such regulatory sequences also comprise those which are altered, for example by nucleotide deletion(s), insertion(s), substitution(s), addition(s), and/or recombination(s) and/or any other modification(s) known in the art either alone or in combination in comparison to the above-described nucleotide sequence. Methods for introducing such modifications in the nucleotide sequence of the regulatory sequences of the invention are well known to the person skilled in the art. It is also immediately evident to the person skilled in the art that further regulatory elements may be added to the regulatory sequences of the invention. For example, transcriptional enhancers and/or sequences which allow for induced expression of the regulatory sequences of the invention may be employed.

The possibility exists to modify the regulatory sequences as described above or sequence motifs thereof by, e.g., nucleotide replacements which do not affect the overall structure or binding motif of the regulatory sequence so that it remains capable of conferring the gene expression pattern as described above. Such regulatory sequences may be derived from subtilase genes of potato although other plants may be suitable sources for such regulatory sequences as well. Furthermore, the nucleotide sequences can be compared using appropriate computer programs known in the art such as BLAST, which stands for Basic Local Alignment Search Tool (Altschul, 1997; Altschul, J. Mol. Evol. 36 (1993), 290-390; Altschul, J. Mol. Biol. 215 (1990); 403-410), to search for local sequence alignments. BLAST produces alignments of nucleotide sequences to determine sequence similarity. Because of the local nature of the alignments, BLAST is especially useful in determining exact matches or in identifying homologues.

In general, regulatory elements employed in accordance with the present invention comprise a promoter active in plant cells. To obtain expression in all tissues of a transgenic plant, preferably constitutive promoters are used, such as the 35S promoter of CaMV (Odell, Nature 313 (1985), 810-812) or promoters of the

polyubiquitin genes of maize (Christensen, Plant Mol. Biol. 18 (1982), 675-689). In order to achieve expression in specific tissues of a transgenic plant it is possible to use tissue specific promoters (see, e.g., Stockhaus, EMBO J. 8 (1989), 2245-2251). Known are also promoters which are specifically active in tubers of potatoes or in seeds of different plants species, such as maize, Vicia, wheat, barley etc. Inducible promoters may be used in order to be able to exactly control expression. An example for inducible promoters are the promoters of genes encoding heat shock proteins. Further useful promoters are described in the prior art; see, e.g.:

- a) inducible promoters:
described in WO 93/21334 (=alcA/alcR system), WO 90/08826, WO 96/37609.
- b) promoters active in photosynthetically active tissue:
the ST-LS1 promoter (Stockhaus et al., Proc. Natl. Acad. Sci. USA 84 (1987), 7943-7947; Stockhaus et al., EMBO J. 8 (1989), 2445-2451), the Ca/b promoter (see e.g. US-A-5,656,496; US-A-5,639,952; Bansal et al., Proc. Natl. Acad. Sci. USA 89 (1992), 3654-3658) and the Rubisco SSU promoter (see e.g. US-A-5,034,322; US-A-4,962,028) as well as the STL1 promoter (Eckes et al., Mol. Gen Genet. 205 (1986), 14-22).
- c) promoters and cis-active elements mediating expression in guard cells:
 - DE 19904754.5
 - DE 4207358
 - truncated AGPase promoter (Müller-Röber et al., Plant Cell 6 (1994), 601-612)
 - Rha1 promoter (Terry et al., Plant Cell 5 (1993), 1761-1769)
- d) promoters mediating expression in meristematic tissue:
 - wheat histone H4 promoter (Bilgin et al., Plant Science 143 (1999), 35-44)
 - rice PCNA promoter (Kosugi et al., Plant J. 7 (1995), 877-886)
 - wheat histone H2B promoter (Yang et al., Plant Mol. Biol. 28 (1994), 155-172)
 - cyc07-promoter (Ito et al., Plant Mol. Biol. 24 (1994), 863-878).

Also microspore-specific regulatory elements and their uses have been described (WO96/16182). Furthermore, the chemically inducible Tet-system may be employed (Gatz, Mol. Gen. Genet. 227 (1991); 229-237). Further suitable promoters are

known to the person skilled in the art and are described, e.g., in Ward (Plant Mol. Biol. 22 (1993), 361-366). The regulatory elements may further comprise transcriptional and/or translational enhancers functional in plants cells. A plant translational enhancer often used is, e.g., the CaMV omega sequences and/or the inclusion of an intron (Intron-1 from the Shrunken gene of maize, for example) that has been shown to increase expression levels by up to 100-fold. (Maiti, Transgenic Research 6 (1997), 143-156; Ni, Plant Journal 7 (1995), 661-676). Furthermore, the regulatory elements may include transcription termination signals, such as a poly-A signal, which lead to the addition of a poly A tail to the transcript which may improve its stability. The termination signals usually employed are from the Nopaline Synthase gene or from the CaMV 35S RNA gene.

In a preferred embodiment of the recombinant DNA molecule of the invention, the subtilisin-like serine protease is derived from plants. Preferably, said plants are monocotyledonous or dicotyledonous plants such as those mentioned hereinbefore. A particular preferred embodiment of said plant is Arabidopsis.

The present invention also relates to vectors, particularly plasmids, cosmids, viruses, bacteriophages and other vectors used conventionally in genetic engineering that contain at least one recombinant DNA molecule according to the invention. Methods which are well known to those skilled in the art can be used to construct various plasmids and vectors; see, for example, the techniques described in Sambrook, Molecular Cloning A Laboratory Manual, Cold Spring Harbor Laboratory (1989) N.Y. and Ausubel, Current Protocols in Molecular Biology, Green Publishing Associates and Wiley Interscience, N.Y. (1989). Alternatively, the recombinant DNA molecules and vectors of the invention can be reconstituted into liposomes for delivery to target cells.

Advantageously the above-described vectors of the invention comprises a selectable and/or scorable marker. Selectable marker genes useful for the selection of transformed plant cells, callus, plant tissue and plants are well known to those skilled in the art and comprise, for example, antimetabolite resistance as the basis of selection for dhfr, which confers resistance to methotrexate (Reiss, Plant Physiol. (Life Sci. Adv.) 13 (1994), 143-149); npt, which confers resistance to the aminoglycosides neomycin, kanamycin and paromycin (Herrera-Estrella,

EMBO J. 2 (1983), 987-995) and hpt, which confers resistance to hygromycin (Marsh, Gene 32 (1984), 481-485). Additional selectable genes have been described, namely trpB, which allows cells to utilize indole in place of tryptophan; hisD, which allows cells to utilize histinol in place of histidine (Hartman, Proc. Natl. Acad. Sci. USA 85 (1988), 8047); mannose-6-phosphate isomerase which allows cells to utilize mannose (WO 94/20627) and ODC (ornithine decarboxylase) which confers resistance to the ornithine decarboxylase inhibitor, 2-(difluoromethyl)-DL-ornithine, DFMO (McConlogue, 1987, In: Current Communications in Molecular Biology, Cold Spring Harbor Laboratory ed.) or deaminase from *Aspergillus terreus* which confers resistance to Blasticidin S (Tamura, Biosci. Biotechnol. Biochem. 59 (1995), 2336-2338). Useful scorable marker are also known to those skilled in the art and are commercially available. Advantageously, said marker is a gene encoding luciferase (Giacomin, Pl. Sci. 116 (1996), 59-72; Scikantha, J. Bact. 178 (1996), 121), green fluorescent protein (Gerdes, FEBS Lett. 389 (1996), 44-47) or β -glucuronidase (Jefferson, EMBO J. 6 (1987), 3901-3907). This embodiment is particularly useful for simple and rapid screening of cells, tissues and organisms containing a vector of the invention. As described above, various selectable markers can be employed in accordance with the present invention. Advantageously, selectable markers may be used that are suitable for direct selection of transformed plants, for example, the phosphinothricin-N-acetyltransferase gene the gene product of which detoxifies the herbicide L-phosphinothricin (glufosinate or BASTA); see, e.g., De Block, EMBO J. 6 (1987), 2513-2518 and Dröge, Planta 187 (1992), 142-151.

The present invention, also relates to host cells comprising a recombinant DNA molecule or vector of the invention. Host cells include prokaryotic and eukaryotic cells such as *E. coli* and yeast, respectively.

The recombinant DNA molecules according to the invention are in particular useful for the genetic manipulation of plant cells, plant tissue and plants in order to obtain plants with modified, preferably with improved or useful phenotypes as described above. Thus, the present invention relates to a method for the production of transgenic plants with altered stomata characteristics compared to wild type

plants comprising the introduction of a recombinant DNA molecule of the invention into the genome of a plant, plant cell or plant tissue.

Methods for the introduction of foreign DNA into plants as well as the selection and regeneration of transgenic plants from plant cells and plant tissue are also well known in the art. These include, for example, the transformation of plant cells, plant tissue or plants with T-DNA using *Agrobacterium tumefaciens* or *Agrobacterium rhizogenes*, the fusion of protoplasts, direct gene transfer (see, e.g., EP-A 164 575), injection, electroporation, biolistic methods like particle bombardment and other methods known in the art. The vectors used in the method of the invention may contain further functional elements, for example "left border"- and "right border"-sequences of the T-DNA of *Agrobacterium* which allow for stable integration into the plant genome. Furthermore, methods and vectors are known to the person skilled in the art which permit the generation of marker free transgenic plants, i.e. the selectable or scorable marker gene is lost at a certain stage of plant development or plant breeding. This can be achieved by, for example cotransformation (Lyznik, *Plant Mol. Biol.* 13 (1989), 151-161; Peng, *Plant Mol. Biol.* 27 (1995), 91-104) and/or by using systems which utilize enzymes capable of promoting homologous recombination in plants (see, e.g., WO97/08331; Bayley, *Plant Mol. Biol.* 18 (1992), 353-361; Lloyd, *Mol. Gen. Genet.* 242 (1994), 653-657; Maeser, *Mol. Gen. Genet.* 230 (1991), 170-176; Onouchi, *Nucl. Acids Res.* 19 (1991), 6373-6378). Methods for the preparation of appropriate vectors are described by, e.g., Sambrook (*Molecular Cloning; A Laboratory Manual*, 2nd Edition (1989), Cold Spring Harbor Laboratory Press, Cold Spring Harbor, NY). Suitable strains of *Agrobacterium tumefaciens* and vectors as well as transformation of *Agrobacteria* and appropriate growth and selection media are well known to those skilled in the art and are described in the prior art (GV3101 (pMK90RK), Koncz, *Mol. Gen. Genet.* 204 (1986), 383-396; C58C1 (pGV 3850kan), Deblaere, *Nucl. Acid Res.* 13 (1985), 4777; Bevan, *Nucleic. Acid Res.* 12(1984), 8711; Koncz, *Proc. Natl. Acad. Sci. USA* 86 (1989), 8467-8471; Koncz, *Plant Mol. Biol.* 20 (1992), 963-976; Koncz, Specialized vectors for gene tagging and expression studies. In: *Plant Molecular Biology Manual Vol 2*, Gelvin and Schilperoort (Eds.), Dordrecht, The Netherlands: Kluwer Academic Publ. (1994), 1-22; EP-A-120 516; Hoekema: *The Binary Plant Vector System*, Offsetdrukkerij

Kanters B.V., Alblasserdam (1985), Chapter V, Fraley, Crit. Rev. Plant. Sci., 4, 1-46; An, EMBO J. 4 (1985), 277-287). Although the use of *Agrobacterium tumefaciens* is preferred in the method of the invention, other *Agrobacterium* strains, such as *Agrobacterium rhizogenes*, may be used, for example if a phenotype conferred by said strain is desired.

Methods for the transformation using biolistic methods are well known to the person skilled in the art; see, e.g., Wan, Plant Physiol. 104 (1994), 37-48; Vasil, Bio/Technology 11 (1993), 1553-1558 and Christou (1996) Trends in Plant Science 1, 423-431. Microinjection can be performed as described in Potrykus and Spangenberg (eds.), Gene Transfer To Plants. Springer Verlag, Berlin, NY (1995).

The transformation of most dicotyledonous plants is possible with the methods described above. But also for the transformation of monocotyledonous plants several successful transformation techniques have been developed. These include the transformation using biolistic methods as, e.g., described above as well as protoplast transformation, electroporation of partially permeabilized cells, introduction of DNA using glass fibers, etc. Transgenic plant tissue and plants can be regenerated by methods well known in the art. There are various references in the relevant literature dealing specifically with the transformation of maize (cf. e.g. WO95/06128, EP 0 513 849; EP 0 465 875). In EP 292 435 a method is described by means of which fertile plants may be obtained starting from mucousless, friable granulous maize callus. In this context it was furthermore observed by Shillito et al., Bio/Technology 7 (1989), 581 that for regenerating fertile plants it is necessary to start from callus-suspension cultures from which a culture of dividing protoplasts can be produced which is capable to regenerate to plants. After an in vitro cultivation period of 7 to 8 months Shillito et al. obtain plants with viable descendants which, however, exhibited abnormalities in morphology and reproductivity.

Prioli and Söndahl, Bio/Technology 7 (1989), 589 have described how to regenerate and to obtain fertile plants from maize protoplasts of the Cateto maize inbreed Cat 100-1. The authors assume that the regeneration of protoplasts to fertile plants depends on a number of various factors such as the genotype, the physiological state of the donor-cell and the cultivation conditions. With regard to rice various transformation methods can be applied, e.g. the transformation by agrobacterium-mediated gene transfer (Hiei et al., Plant J. 6 (1994), 271-282; Hiei et al., Plant Mol.

Biol. 35 (1997), 205-218; Park et al., J. Plant Biol. 38 (1995), 365-371). protoplast transformation (Datta in "Gene transfer to plants", I. Potrykus, G. Spangenberg (Eds.), Springer-Verlag Berlin Heidelberg (1995), pages 66-75; Datta et al., Plant Mol. Biol. 20 (1992), 619-629; Sadasivam et al., Plant Cell Rep. 13 (1994), 394-396), the biolistic approach (Li et al., Plant Cell Rep. 12 (1993), 250-255; Cao et al., Plant Cell Rep. 11 (1992), 586-591; Christou, Plant Mol. Biol. (1997), 197-203) and electroporation (Xu et al., in "Gene transfer to plants", I. Potrykus, G. Spangenberg (Eds.), Springer-Verlag Berlin Heidelberg (1995), pages 201-208.

Once the introduced DNA has been integrated in the genome of the plant cell, it usually continues to be stable there and also remains with the descendants of the originally transformed cell. It usually contains a selectable marker which confers resistance against biozides or against an antibiotic such as kanamycin, G 418, bleomycin, hygromycin or phosphinotricine etc. to the transformed plant cells. The individually selected marker should therefore allow for a selection of transformed cells against cells lacking the introduced DNA.

The transformed cells grow in the usual way within the plant (see also McCormick et al., Plant Cell Rep. 5 (1986), 81-84). The resulting plants can be cultivated in the usual way and cross-bred with plants having the same transformed genetic heritage or another genetic heritage. The resulting hybrid individuals have the corresponding phenotypic properties.

Two or more generations should be grown in order to ensure whether the phenotypic feature is kept stably and whether it is transferred. Furthermore, seeds should be harvested in order to ensure that the corresponding phenotype or other properties will remain.

In general, the plants, plant cells and plant tissue which can be modified with a recombinant DNA molecule or vector according to the invention can be derived from any desired plant species. They can be monocotyledonous plants or dicotyledonous plants, preferably they belong to plant species of interest in agriculture, wood culture or horticulture, such as crop plants (e.g. maize, rice, barley, wheat, rye, oats etc.), vegetable plants such as tomato, melon, banana, chicoree, salad, cabbage or potato, tobacco, alfalfa, clover, oil producing plants (e.g. oilseed rape, sunflower, peanut, soybean, etc.), cotton, sugar beet, linseed, flax, millet, hemp, sugar cane,

leguminous plants (e.g. beans, peas etc.), wood producing plants, preferably trees, etc.

Thus, the present invention relates also to transgenic plant cells which contain a nucleic acid molecule as defined above or a recombinant DNA molecule or vector according to the invention wherein the nucleic acid molecule is foreign to the transgenic plant cell.

By "foreign" it is meant that the nucleic acid molecule is either heterologous with respect to the plant cell, this means derived from a cell or organism with a different genomic background, or is homologous with respect to the plant cell but located in a different genomic environment than the naturally occurring counterpart of said nucleic acid molecule. This means that, if the nucleic acid molecule is homologous with respect to the plant cell, it is not located in its natural location in the genome of said plant cell when stably integrated into the genome, in particular it is surrounded by different genes. In this case the nucleic acid molecule may be either under the control of its own promoter or under the control of a heterologous promoter. The nucleic acid molecule, vector or recombinant DNA molecule according to the invention which is present in the plant cell may either be integrated into the genome of the plant cell or it may be maintained in some form extrachromosomally.

In one aspect the present invention relates to a transgenic plant cell comprising stably integrated into the genome a recombinant DNA molecule of the invention or a vector of the present invention or obtainable according to the method of the invention wherein the expression of the nucleic acid molecule results in an increased expression or activity of subtilisin-like serine proteases in transgenic plants compared to wild-type plants.

The term "increase in activity" in the context of the present invention is understood to mean an increase in the expression of endogenous genes coding for a protein of the invention and/or an increase of the amount of the protein of the invention in the cells.

The increase in expression can for example be determined by measuring the amount of transcripts encoding the protein of the invention, e.g., by Northern-blot analysis, preferably by the more sensitive NASBA method (as e.g. described by

Leone et al., Journal of Virological Methods 66 (1997), 19-27; Leone et al., Nucleic Acid Res. 26 (1998), 2150-2155; Nakahara et al., Nucleic Acid Res. 26 (1998), 1854-1856) or by RT-PCR. Preferably, an increase in this context means an increase of the amount of transcripts encoding subtilases as compared to corresponding cells which are not genetically modified by at least 5%, more preferably by at least 20%, in particular by at least 50%, and most preferably by at least 400%.

Preferably, the increased expression or activity of subtilisin-like serine proteases in transgenic plants results in decreased stomata density, see, e.g., Example 7.

The increase of the amount of the protein of the invention can for example be determined by Western-blot analysis. Preferably, an increase in this context means an increase of the amount of the protein of the invention as compared to corresponding cells which are not genetically modified by at least 5%, more preferably by at least 20%, in particular by at least 50%, and most preferably by at least 400%.

Alternatively, a plant cell having a nucleic acid molecule encoding a subtilisin-like serine protease present in its genome can be used and modified such that said plant cell expresses the endogenous gene corresponding to this nucleic acid molecules under the control of heterologous promoter and/or enhancer elements. The introduction of the heterologous promoter and mentioned elements which do not naturally control the expression of a nucleic acid molecule encoding a subtilisin-like serine protease using, e.g., gene targeting vectors can be done according to standard methods, see supra and, e.g., Hayashi, Science 258 (1992), 1350-1353; Fritze and Walden, Gene activation by T-DNA tagging. In *Methods in Molecular biology* 44 (Gartland, K.M.A. and Davey, M.R., eds). Totowa: Human Press (1995), 281-294) or transposon tagging (Chandlee, Physiologia Plantarum 78 (1990), 105-115). Suitable promoters and other regulatory elements such as enhancers include those mentioned hereinbefore.

Furthermore, the present invention relates to transgenic plants or plant tissue comprising plant cells of the invention or obtainable by the above described method. Preferably, the transgenic plant of the invention displays a decreased stomata density, lower conductance of stomata and/or the water consumption is lowered compared to wild type plants.

Methods for determining stomatal density, leaf conductance and water consumption comprise the following:

- Method for determining stomatal density by means of taking copies using clear nail varnish as described in Sachs et al., *Annals of Botany* 71 (1993), 237-243.
- Method for determining conductance as described in Muschak et al., *Photosynthetica* 33 (1997), 455-465.
- Methods for determining water consumption are known to the person skilled in the art.

Preferably, the transgenic plant of the invention displays one or more of the following phenotypes:

- a) stomatal density: reduced by at least 2%, preferably by at least 5%, more preferably by at least 10%, most preferably by at least 30%;
- b) conductance reduced by at least 2%, preferably by at least 5%, more preferably by at least 10%, most preferably by at least 25%;
- c) water consumption reduced by at least 1%, preferably by at least 3%, more preferably by at least 5%, most preferably by at least 10%;

as compared to a corresponding wild type plant.

In another aspect, the present invention relates to a transgenic plant cell which contains stably integrated into the genome a recombinant DNA molecule of the invention or part thereof, a vector of the present invention or obtainable according to the method of the invention, wherein the presence, transcription and/or expression of the nucleic acid molecule or part thereof leads to reduction of the synthesis or the activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.

Usually the activity will be reduced by at least 10%, preferably by at least 30%, more preferably by at least 70%, most preferably by at least 100%. Methods of how to determine a decrease in activity as well as the definition of the term "activity" have been mentioned in the above. As it appears to be the case that, even minor changes in the amount of expression can have some effect on the phenotype of the plant methods such as NASBA analysis and RT-PCR which are considerably more sensitive in place of the Northern-blot analysis are employed for the analysis of the transgenic plant.

Preferably, said reduction is achieved by an antisense, sense, ribozyme, co-suppression in vivo mutagenesis and/or dominant mutant effect. Therefore, DNA molecules encoding an antisense RNA which is complementary to transcripts of a DNA molecule of the invention are also the subject matter of the present invention, as well as these antisense molecules. Thereby, complementarity does not signify that the encoded RNA has to be 100% complementary. A low degree of complementarity is sufficient, as long as it is high enough in order to inhibit the expression of a protein of the invention upon expression in plant cells. The transcribed RNA is preferably at least 90% and most preferably at least 95% complementary to the transcript of the nucleic acid molecule of the invention. In order to cause an antisense-effect during the transcription in plant cells such DNA molecules have a length of at least 15 bp, preferably a length of more than 100 bp and most preferably a length or more than 500 bp, however, usually less than 5000 bp, preferably shorter than 2500 bp.

The invention further relates to DNA molecules which, during expression in plant cells, lead to the synthesis of an RNA which in the plant cells due to a cosuppression-effect reduces the expression of the nucleic acid molecules of the invention encoding the described protein. The invention also relates to RNA molecules encoded thereby. The principle of the cosuppression as well as the production of corresponding DNA sequences is precisely described, for example, in WO90/12084, Jorgensen, Trends Biotechnol. 8 (1990), 340-344; Niebel et al. (Curr. Top. Microbiol. Immunol. 197 (1995), 91-103; Flavell et al. (Curr. Top. Microbiol. Immunol. 197 (1995), 43-36; Palaqui and Vaucheret, Plant. Mol. Biol. 29 (1995), 149-159; Vaucheret et al., Mol. Gen. Genet. 248 (1995), 311-317; de Borne et al., Mol. Gen. Genet. 243 (1994), 613-621 and in other sources.

Such DNA molecules preferably encode an RNA having a high degree of homology to transcripts of the nucleic acid molecules of the invention. It is, however, not absolutely necessary that the coding RNA is translatable into a protein.

In a further embodiment the present invention relates to DNA molecules encoding an RNA molecule with ribozyme activity which specifically cleaves transcripts of a DNA molecule of the invention as well as these encoded RNA molecules.

Ribozymes are catalytically active RNA molecules capable of cleaving RNA molecules and specific target sequences. By means of recombinant DNA techniques it is possible to alter the specificity of ribozymes. There are various classes of ribozymes. For practical applications aiming at the specific cleavage of the transcript of a certain gene, use is preferably made of representatives of two different groups of ribozymes. The first group is made up of ribozymes which belong to the group I intron ribozyme type. The second group consists of ribozymes which as a characteristic structural feature exhibit the so-called "hammerhead" motif. The specific recognition of the target RNA molecule may be modified by altering the sequences flanking this motif. By base pairing with sequences in the target molecule these sequences determine the position at which the catalytic reaction and therefore the cleavage of the target molecule takes place. Since the sequence requirements for an efficient cleavage are low, it is in principle possible to develop specific ribozymes for practically each desired RNA molecule.

In order to produce DNA molecules encoding a ribozyme which specifically cleaves transcripts of a DNA molecule of the invention, for example a DNA sequence encoding a catalytic domain of a ribozyme is bilaterally linked with DNA sequences which are homologous to sequences encoding the target protein. Sequences encoding the catalytic domain may for example be the catalytic domain of the satellite DNA of the SCMo virus (Davies et al., *Virology* 177 (1990), 216-224 and Steinecke et al., *EMBO J.* 11 (1992), 1525-1530) or that of the satellite DNA of the TobR virus (Haseloff and Gerlach, *Nature* 334 (1988), 585-591). The DNA sequences flanking the catalytic domain are preferably derived from the above-described DNA molecules of the invention. The expression of ribozymes in order to decrease the activity in certain proteins in cells is also known to the person skilled in the art and is, for example, described in EP-A1 0 321 201. The expression of ribozymes in plant cells was, for example, also described, in Feyter et al. (*Mol. Gen. Genet.* 250 (1996), 329-338).

In a preferred embodiment this reduction is effected by means of an antisense effect. For this purpose the DNA molecules of the invention or parts thereof are linked in antisense orientation with a promoter ensuring the transcription in plant cells and possibly with a termination signal ensuring the termination of the transcription as well as the polyadenylation of the transcript. In order to ensure an

efficient antisense effect in the plant cells the synthesized antisense RNA should exhibit a minimum length of 15 nucleotides, preferably of at least 100 nucleotides and most preferably of at least 500 nucleotides. Furthermore, the DNA sequence encoding the antisense RNA should be homologous with respect to the plant species to be transformed. However, DNA sequences exhibiting a high degree of homology to DNA sequences which are present in the cells in endogenic form may also be used, preferably with a homology of more than 95%. To inhibit gene expression of the nucleic acid molecule of the invention, preferably DNA molecules are used that show a homology, i.e. identity to the nucleotide sequences of SEQ ID NO: 1, 7, 9 or 11 of at least 90%, more preferably at least 93%, in particular at least 95% and most preferably at least 98%.

In a further embodiment the reduction of the amount of proteins encoded by the DNA molecules of the invention is effected by a ribozyme effect. The basic effect of ribozymes as well as the construction of DNA molecules encoding such RNA molecules have already been described above. In order to express an RNA with ribozyme activity in transgenic cells the above-described DNA molecules encoding a ribozyme are linked with DNA elements which ensure the transcription in plant cells, particularly with a promoter and a termination signal. The ribozymes synthesized in the plant cells lead to the cleavage of the mRNA encoding the subtilisin-like serine proteases described above.

Furthermore, the subtilisin-like serine protease activity in the plant cells of the invention can also be decreased by the so-called "in vivo mutagenesis" also called "chimeraplasty", for which a hybrid RNA-DNA oligonucleotide ("chimeroplast") is introduced into cells by transformation of cells (Zhu et al., Proc. Natl. Acad. Sci. 96 (1999), 8768-8773, Kipp et al., poster session at the 5th International Congress of Plant Molecular Biology, September 21-27, 1997, Singapore; Dixon and Arntzen, meeting report on "Metabolic Engineering in Transgenic Plants", Keystone Symposia, Copper Mountain, CO, USA, TIBTECH 15 (1997), 441-447; WO95/15972; Kren et al., Hepatology 25 (1997), 1462-1468; Cole-Strauss et al., Science 273 (1996), 1386-1389).

Part of the DNA component of the RNA-DNA oligonucleotide is homologous to a nucleic acid sequence of an endogenous subtilisin-like serine protease, in

comparison to the nucleic acid sequence of the endogenous subtilisin-like serine protease it displays, however, a mutation or contains a heterologous region which is surrounded by the homologous regions. By means of base pairing of the homologous regions of the RNA-DNA oligonucleotide and of the endogenous nucleic acid molecule followed by a homologous recombination the mutation contained in the DNA component of the RNA-DNA oligonucleotide or the heterologous region can be transferred to the genome of a plant cell. This results in a decrease of the activity.

In addition, the present invention relates to transgenic plants or plant tissue comprising the above described plant cells of the invention.

In a preferred embodiment the transgenic plant displays increased stomatal density, higher conductance of stomata and/or higher content of sugars and protein in plant leaves or other tissue or organs, compared to wild type plants. An increase in the stomatal density is understood to refer to an elevated content of stomata in all aerial plant organs, preferably in the leaves of plants of the present invention in the order of at least about 10% compared to the corresponding non-transformed wild type plant, which already provides for beneficial effects on the vitality of the plant such as, e.g., improved dry matter. Advantageously, the stomatal density is increased by at least about 50%, preferably by more than about 75%, particularly preferred at least about more than 100% and still more preferably more than about 200%. With respect to a decrease in the stomatal density due to the increased expression or activity of subtilisin-like serine proteases according to the invention in the transgenic plant of the invention, the stomatal density is decreased by at least 2%, preferably by more than 5%, particularly preferred at least about more than 10%, and still more preferably more than about 30%. Preferably, the transgenic plant of the invention shows a yield increase, preferably with respect to a harvestable part of the plant.

The term "yield increase" in the present context is understood to mean preferably an increase in production of ingredients, in particular soluble sugars and/or proteins and/or biomass, in particular if measured in fresh or dry weight per plant. An increase in protein and/or sugar content in this context means that the protein content in the plant cells of the invention is increased by at least 5%, preferably by

at least 20%, in particular by at least 50% and most preferably by at least 75% as compared to plant cells of wild type plants that are not modified and/or the sugar content is increased by at least 5%, preferably by at least 25%, in particular by at least 50% and most preferably by at least 75% as compared to plant cells of wild type plants that are not modified.

Methods for determining sugar and protein content are known to the person skilled in the art.

The term "yield increase" means an increase of dry weight by least 3%, preferably by at least 10%, in particular by at least 20% and most preferably by at least 30% and/or an increase in fresh weight by least 2%, preferably by at least 5%, in particular by at least 10% and most preferably by at least 20%.

In yet another aspect, the invention also relates to harvestable parts and to propagation material of the transgenic plants according to the invention which contain transgenic plant cells described above, i.e. at least one recombinant DNA molecule or vector according to the invention and/or which are derived from the above described plants. Harvestable parts can be in principle any useful parts of a plant, for example, leaves, stems, flowers, fruit, seeds, roots etc. Propagation material includes, for example, seeds, fruits, cuttings, seedlings, tubers, rootstocks etc.

In addition, the present invention relates to a kit comprising the recombinant DNA molecule or the vector of the invention. The kit of the invention may contain further ingredients such as selection markers and components for selective media suitable for the generation of transgenic plant cells, plant tissue or plants. The kit of the invention may advantageously be used for carrying out the method of the invention and could be, inter alia, employed in a variety of applications, e.g., in the diagnostic field or as research tool. The parts of the kit of the invention can be packaged individually in vials or in combination in containers or multicontainer units. Manufacture of the kit follows preferably standard procedures which are known to the person skilled in the art. The kit or its ingredients according to the invention can be used in plant cell and plant tissue culture, for example in agriculture. The kit of the invention and its ingredients are expected to be very

useful in breeding new varieties of, for example, plants which display improved properties such as those described herein.

Thus, the present invention also relates to a method for the production of a transgenic plant comprising an increased yield and/or increased stomatal density compared to wild type plants, wherein

- (a) a plant cell is genetically modified by the introduction of a foreign nucleic acid molecule the presence of which or the expression of which results in a decreased activity of a subtilase;
- (b) a plant is regenerated from the cell prepared according to step (a); and
- (c) further plants, if any, are generated from the plant prepared according to step (b).

Likewise, the present invention relates to a method for the production of a transgenic plant having a decreased water consumption and/or decreased stomatal density compared to wild type plants wherein

- (a) a plant cell is genetically modified by the introduction of a foreign nucleic acid molecule the presence of which or the expression of which results in an increased activity of a subtilase;
- (b) a plant is regenerated from the cell prepared according to step (a); and
- (c) further plants, if any, are generated from the plant prepared according to step (b).

Furthermore, the present invention relates to use of at least one nucleic acid molecule encoding and/or regulating the expression of a subtilisin-like serine protease, a nucleic acid molecule hybridizing with such a nucleic acid molecule, a nucleic acid molecule encoding a product that interferes with the expression or activity of subtilisin-like serine proteases in plants, or a recombinant DNA molecule or vector of the invention in the production of transgenic plants for increasing yield, and/or increasing stomatal density, and/or increasing leaf fresh and/or dry weight, and/or increasing leaf dry matter content, and/or increasing sugar content in leaves, and/or increasing protein content in leaves, and/or increasing CO₂-assimilation, and/or sustaining photosynthesis (prevention of photoinhibition) under conditions of high irradiance (see Example 1), and/or changing the water consumption of plants, and or counteracting the consequences

of changing environmental conditions with respect to stomatal density by the inhibition or stimulation of a subtilisin-like serine protease encoding gene. Preferably such nucleic acid molecules are derived from plant genes encoding subtilases. Modulation of the activity of these genes leads to several morphological and physiological changes that are useful for the engineering of improved plants for agriculture, wood culture, or horticulture. Furthermore, the above described nucleic acid molecules and the recombinant DNA molecules and vectors according to the invention may be useful for the alteration or modification of plant/pathogene interaction. The term "pathogen" includes, for example, bacteria, viruses and fungi as well as protozoa. The plants, plant tissue and plant cells of the invention as well as harvestable parts and propagation of such plants can be used for the preparation of feed and food or additives therefor.

Deposit

One plasmid produced and used within the scope of the present invention was deposited at the Deutsche Sammlung von Mikroorganismen und Zellkulturen (German Collection of Microorganisms and Cell Cultures) (DSMZ) in Braunschweig, Federal Republic of Germany, which is recognized as an international depository, in accordance with the requirements of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure. On October 4, 1999 the following plasmid pAH 14/58 was deposited at the German Collection of Microorganisms and Cell Cultures, (DSMZ) (Deposit number): DSM 13076

These and other embodiments are disclosed and encompassed by the description and examples of the present invention. Further literature concerning any one of the methods, uses and compounds to be employed in accordance with the present invention may be retrieved from public libraries, using for example electronic devices. For example the public database "Medline" may be utilized which is available on the Internet, for example under <http://www.ncbi.nlm.nih.gov/PubMed/medline.html>. Further databases and addresses, such as <http://www.ncbi.nlm.nih.gov/>, <http://www.infobiogen.fr/>, http://www.fmi.ch/biology/research_tools.html, <http://www.tigr.org/>, are known to

the person skilled in the art and can also be obtained using, e.g., <http://www.lycos.com>. An overview of patent information in biotechnology and a survey of relevant sources of patent information useful for retrospective searching and for current awareness is given in Berks, TIBTECH 12 (1994), 352-364.

The Figures show:

Figure 1: Top: Release of water vapour (transpiration) from leaves of the wildtype (wt) and the R-558 mutant (R-558) at irradiances of 300 μE ($\mu\text{mol m}^{-2} \text{s}^{-1}$) and 1200 μE ($\mu\text{mol m}^{-2} \text{s}^{-1}$) of white light measured by an infrared gas analyzer.

Bottom: Net uptake of CO_2 (assimilation) into leaves of the wildtype and the R-558 mutant (R-558) at irradiances of 300 μE ($\mu\text{mol m}^{-2} \text{s}^{-1}$) and 1200 μE ($\mu\text{mol m}^{-2} \text{s}^{-1}$) of white light measured by an infrared gas analyzer.

Figure 2: Schematic representation of the SDD1 protein marked with the amino acid positions bordering the putative pre- and the pro-sequence and the positions of the four invariant amino acids (D, H, N, S) found in all known subtilisins. Furthermore, the consequence of the mutation present in the R-558 mutant is indicated which converts the R codon at amino acid position 492 into a stop codon leading to the formation of a C-terminally truncated protein lacking the essential serine residue at position 552 (S552).

Figure 3: Schematic representation of the plasmid pG-SDD1

Fragment A: 7067 bp Sall – EcoRV subfragment of the BAC IGF20D22 that includes the 2328 bp coding region of SDD1 in addition to 2 kb upstream DNA (promoter) and 2.8 kb downstream DNA was inserted into the Sall and SmaI sites of the vector pBIB-Hyg.

Vector: pBIB-Hyg (Becker, 1990, *Nucleic Acids Res.* 18, 203).

Figure 4: Schematic representation of the plasmid p35S-SDD1

- Fragment A: 35S promoter of the Cauliflower Mosaic Virus;
(Gardner et al., 1981, *Nucleic Acids Res.* 9, 2871-2888)
- Fragment B: 2328 nucleotides coding region of the SDD1 gene
(SEQ ID No. 1)
- Fragment C: polyadenylation signal of the gene 3 from the T-DNA of the Ti-plasmid pTi ACH 5 (Gielen et al., 1984, *EMBO J.* 3, 835-846)
- Vector: pBIB-Hyg (Becker, 1990, *Nucleic Acids Res.* 18, 203).

Figure 5: Sequence alignments in the four highly conserved domains, the D region, the H region, the substrate binding site, and the S region of the subtilisins Subtilisin BPN' (Wells et al. 1983, *Nucleic Acids Res.* 11, 7911-7925), the KEX2 of yeast (Mizuno et al. 1988, *Biochem. Biophys. Res. Commun.* 156, 246-254), the human FURIN/PACE (Wise et al. 1990, *Proc. Natl. Acad. Sci USA* 87, 9378 - 9382), the human PC1/PC3 (Seidah et al., 1991, *Mol. Endocrinol.* 5, 111 - 122; Smeekens et al., 1991, *Proc. Natl. Acad. Sci. USA* 88, 340 - 344), the CUCUMISIN from *Cucumis melo* (Yamagata et al., 1994, *J. Biol. Chem.* 269, 32725 - 32731), LeP69 from *Lycopersicon esculentum* (Tornero et al., 1996, *Proc. Natl. Acad. Sci. USA* 93, 6332 - 6337), the AG12 from *Alnus glutinosa* (Ribeiro et al., 1995, *Plant Cell* 7, 785 - 794) and of SDD1. The positions of the invariant amino acids are marked with *. Identical amino acids present at corresponding positions in the different subtilisins are highlighted with black boxes.

Figure 6: Schematic representation of the plasmid p35S- α SDD1

- Fragment A: 35S promoter of the Cauliflower Mosaic Virus;
(Gardner et al., 1981, *Nucleic Acids Res.* 9, 2871-2888)

Fragment B: 2079 bp – fragment (position 74 – 2153 according to the sequence shown in SEQ ID No. 1) of the *SDD1* gene inserted in antisense orientation to the 35S promoter.

Fragment C: polyadenylation signal of the gene 3 from the T-DNA of the Ti-plasmid pTi ACH 5 (Gielen et al., 1984, *EMBO J.* 3, 835-846)

Vector: pBIB-Hyg (Becker, 1990, *Nucleic Acids Res.* 18, 203).

Figure 7: Amino acid comparison of three different subtilases; at_subp1=Subtilase from *Arabidopsis thaliana*, see SEQ ID No. 2; st_subp1=Subtilase from *Solanum tuberosum*, see SEQ ID No. 8; st_subp2=Subtilase from *Solanum tuberosum*, see SEQ ID No. 12.

The Examples illustrate the invention:

Example 1: H₂O transpiration and CO₂ assimilation are increased in the *Arabidopsis thaliana* R-558 mutant particularly under conditions of high irradiance

Arabidopsis thaliana R-558 mutant plants and corresponding wildtype plants (wt) were grown until bolting in soil (Einheitserde Typ P / Einheitserde Typ T / sand: 2 / 1 / 1) under standard culture conditions in a climatized growth chamber at 16 h photoperiod (180 $\mu\text{mol m}^{-2} \text{s}^{-1}$ fluorescent light; lamp type: TLD36W/840 and TLD36W/830, Philips, Hamburg, Germany) with day and night temperature and relative humidity of 20°C, 60% relative humidity and 16°C, 75% relative humidity, respectively. Single leaves (n=10) were clamped into a gas exchange measurement chamber of an infrared gas analyzer (Walz, Effeltrich, Germany) with H₂O release from as well as CO₂ uptake into the leaves were measured according to the procedure described by Muschak et al. (*Photosynthetica* 33, 455-465, 1997). As shown in Figure 1, the leaves of the mutant plants showed increased transpiration of H₂O and increased assimilation (net uptake) of CO₂ under low light (300 $\mu\text{mol m}^{-2} \text{s}^{-1}$) and under high light (1200 $\mu\text{mol m}^{-2} \text{s}^{-1}$)

conditions applied during the measurements. Enhancement of CO₂ assimilation, being almost double in the R-558 mutant in comparison to the wild type, was most prominent under the high light conditions which caused a depression of CO₂ assimilation in the wild type in comparison to the low light conditions (photoinhibition).

Example 2: Isolation of the *SDD1* gene through map-based gene cloning

The genetic locus affected by the mutation in the R-558 mutant has previously been mapped to the top arm of the *Arabidopsis thaliana* chromosome 1 to an interval of approximately 0.59 cM bordered by the molecular markers IGF-20G19LE and IGF-25I3RE (D. Berger, 1997, PhD Thesis Freie Universität Berlin). Two clones of the *Arabidopsis thaliana* genomic IGF-BAC library (Mozo et al., 1998, *Mol. Gen. Genet.* 258, 562-570), IGF20D22 and IGF21M11, which fully cover this region, were sequenced by the SPP consortium (see <http://sequence-www.stanford.edu/ara/SPP.html>) as part of the *Arabidopsis* genome initiative (Bevan et al., 1997, *Plant Cell* 9, 476-478; <http://genome-www.stanford.edu/Arabidopsis/agi.html>). The 0.59 cM region was thus identified to cover 113 kb of genomic DNA sequence. In order to identify the *SDD1* gene corresponding to the mutant locus, this region was scanned for mutations by application of the restriction SSCP- (single strand conformational polymorphism) technique (Dean and Gerrard, 1991, *BioTechniques* 10, 332 - 333; Iwahana et al., 1992, *BioTechniques* 12, 64 - 66) which for this purpose was adapted for the use in plants. This approach is novel and has not been applied for mutation scanning in plants before. Thus, 57 DNA fragments of 2-kb each, were separately PCR amplified from total DNA of wild type and R-558 plants and after digestion with Alu I and/or Hinf I they were analysed through polyacrylamid gel electrophoresis as described by Dean and Gerrard, 1991 (*BioTechniques* 10, 332 - 333) and Iwahana et al., 1992 (*BioTechniques* 12, 64 - 66). A single SSCP was detected that discriminated between the two genotypes and which upon sequencing of the corresponding DNA fragments was shown to be caused by a single C/G -> T/A mutation (Seq. ID No. 1; Seq. ID No. 3). This mutation introduced a premature stop codon into an ORF of a predicted gene spanning 2328 bp that encoded for a

deduced polypeptide of 775 amino acids (Fig. 2; Seq. ID No. 2; Seq. ID No. 4;
 Genbank Accession AC002411; <http://pgec-genome.pw.usda.gov/F20D22.anno.html#anchor12>).

Example 3: Genetic complementation of the R-558 mutant by *Agrobacterium tumefaciens* – mediated DNA-transfer

In order to confirm the identity of the 2328 bp DNA sequence (Seq. ID No. 1;) as the protein coding region of the *SDD1* gene defective in the R-558 mutant, genetic complementation experiments were performed with the introduction of a wild type DNA-copy into the R-558 mutant through *Agrobacterium tumefaciens* – mediated genetic transformation.

Two plasmids were generated for this purpose:

Plasmid pG-*SDD1*' (Fig. 3) carries the 7067 bp *Sall* - *EcoRV* subfragment of the BAC IGF20D22 that includes the 2328 bp coding region of *SDD1* in addition to 2 kb upstream DNA (promoter) and 2.8 kb downstream DNA was inserted into the *Sall* and *SmaI* sites of the T-DNA vector pBIB-Hyg (Becker, 1990, *Nucleic Acids Res.* 18, 203).

The second plasmid, p35S-*SDD1* (Fig. 4), harbours the three fragments, A, B, C, inserted into the pBIB-Hyg vector (Becker, 1990, *Nucleic Acids Res.* 18, 203). Fragment A, which was inserted between the *EcoRI* and *SacI* restriction sites in the polylinker of pBIB-Hyg, includes the 35S promoter of the Cauliflower Mosaic Virus (CaMV) comprising the nucleotides 7146 through 7464 as described by Gardner et al. (*Nucleic Acids Res.* 9, 2871-2888, 1981). Fragment C contains the polyadenylation signal of the gene 3 from the T-DNA of the Ti-plasmid pTi ACH 5 (Gielen et al., *EMBO J.* 3, 835 – 846, 1984), nucleotides 11749 through 11939 which was isolated as *Pvu* II - *Hind* III fragment from the plasmid pAGV 40 (Herrera-Estrella et al., *Nature* 303, 209 – 213, 1983) and which, after addition of a *Sph* I linker to the *Pvu* II restriction site, was inserted into the *Sph* I and *Hind* III restriction sites of pBIB-Hyg. The resulting intervening plasmid was called pBIN-AR-Hyg. Fragment B covers the 2328 nucleotides coding region of the *SDD1* gene (Seq. ID No. 1) that was amplified by PCR from the BAC IGF20D22 and

provided with Asp718 and XbaI linker sequences and which was inserted into the Asp718 and XbaI restriction sites of pBIN-AR-Hyg.

Both plasmids were separately introduced into *Agrobacterium tumefaciens* according to the procedure described by Höfgen and Willmitzer (*Nucleic Acids Res.* 16, 9877, 1988) and the corresponding T-DNAs were stably introduced into the R-558 mutant by *Agrobacterium tumefaciens* - *in planta* transformation following the method described by Bechtold et al. (*Compt. Rend. Acad. Sci.* 316, 1194 – 1199, 1993). Transformed seedlings selected for antibiotic (Hygromycin) resistance were grown to maturity and tested for the expression of mutant or wildtype phenotypes by microscopic examination of rosette leaves cleared with 80 % ethanol.

Table 1: Analysis of stomatal density and distribution in the abaxial epidermices of cotyledons and leaves of wild type (wt), mutant (R-558) and transgenic mutant (R-558 / G-SDD1; R-558 / 35S-SDD1)

Plant	Cotyledon			Primary Leaf			Density [no./mm ²]
	Single Stomata ^a	Clustered Stomata ^b	n ^c	Single Stomata ^a	Clustered Stomata ^b	n ^c	
<i>wt</i> #1	100 %	0 %	58	100 %	0 %	163	97.0
<i>wt</i> #2	100 %	0 %	40	100 %	0 %	174	124.3
<i>wt</i> #3	100 %	0 %	51	98.9 %	1.1 %	176	125.7
<i>wt</i> #4	100 %	0 %	49	100 %	0 %	160	114.3
<i>wt</i> #5	100 %	0 %	58	100 %	0 %	166	118.6
<i>R-558</i> #1	61 %	39 %	136	86 %	14 %	492	351.4
<i>R-558</i> #2	56 %	44 %	62	90.1 %	9.9 %	421	300.7
<i>R-558</i> #3	54 %	46 %	137	89.6 %	10.4 %	395	282.1
<i>R-558</i> #4	58 %	42 %	109	93.9 %	6.1 %	409	292.1
<i>R-558</i> #5	60 %	40 %	85	91.6 %	8.4 %	403	287.9
<i>R-558</i> / G-SDD1 #1	100 %	0 %	47	100 %	0 %	279	199.3
<i>R-558</i> / G-SDD1 #2	100 %	0 %	53	83.4 %	16.6 %	181	161.6
<i>R-558</i> / G-SDD1 #3	100 %	0 %	52	100 %	0 %	139	99.3
<i>R-558</i> / G-SDD1 #4	96.4 %	3.6 %	55	100 %	0 %	195	139.3
<i>R-558</i> / G-SDD1 #5	100 %	0 %	53	100 %	0 %	180	128.6
<i>R-558</i> / G-SDD1 #6	100 %	0 %	55	100 %	0 %	169	120.7
<i>R-558</i> / G-SDD1 #7	100 %	0 %	53	100 %	0 %	163	116.4
<i>R-558</i> / G-SDD1 #8	96.8 %	3.2 %	62	100 %	0 %	285	203.6
<i>R-558</i> / G-SDD1 #9	100 %	0 %	37	100 %	0 %	98	70.0
<i>R-558</i> / G-SDD1 #10	96.7 %	3.3 %	60	100 %	0 %	199	142.1
<i>R-558</i> / 35S-SDD1 #1	82 %	18 %	66	100 %	0 %	167	119.3
<i>R-558</i> / 35S-SDD1 #2	100 %	0 %	34	100 %	0 %	123	87.9
<i>R-558</i> / 35S-SDD1 #3	93 %	7 %	55	100 %	0 %	168	120
<i>R-558</i> / 35S-SDD1 #4	74 %	26 %	80	100 %	0 %	136	97.1
<i>R-558</i> / 35S-SDD1 #5	100 %	0 %	45	100 %	0 %	122	87.1
<i>R-558</i> / 35S-SDD1 #6	80 %	20 %	70	100 %	0 %	195	139.3
<i>R-558</i> / 35S-SDD1 #7	53 %	47 %	131	98 %	2 %	200	142.9
<i>R-558</i> / 35S-SDD1 #8	91 %	9 %	68	100 %	0 %	123	87.9
<i>R-558</i> / 35S-SDD1 #9	80 %	20 %	90	95.1 %	4.9 %	123	87.9
<i>R-558</i> / 35S-SDD1 #10	94 %	6 %	65	100 %	0 %	108	77.1

^a Stomata separated from other stomata by at least one epidermal cell. ^b Stomata placed in direct contact to at least one other stoma. ^c Number of stomata sampled.

As shown in Table 1, 7 out of 10 and 2 out of 10 transformants harbouring the T-DNAs of the pG-*SDD1* or the p35S-*SDD1* plasmids, respectively, showed a wildtype phenotype on cotyledons with respect to the appearance/absence of clustered stomata. 7 transformants carrying the T-DNA of p35S-*SDD1* showed an intermediate phenotype in cotyledons due to inappropriate expression of the transgene in this organ. In primary leaves, all 10 transformants harboring the T-DNA of pG-*SDD1* and all 10 transformants carrying the T-DNA of p35S-*SDD1* showed a strong reduction in stomatal density and/or the fraction of clustered stomata as compared to the R-558 mutant. These data unequivocally demonstrated the identity of the 2325 bp DNA fragment as the coding region of the *SDD1* gene.

Example 4: Analysis of the *SDD1* nucleotide sequence and *SDD1* amino acid sequence

The analysis of the *SDD1* nucleotide and derived amino acid sequences was performed using the GCG 8.1 and BLAST 2.0 computer programs (see: Program Manual for the Wisconsin Package, Version 8, September 1994, Genetics Computer Group, 575 Science Drive, Madison, Wisconsin, USA 53711; Altschul et al. 1997, *Nucleic Acids Res.* 25, 3389-3402).

The derived amino acid sequence of *SDD1* shows significant identity / similarity to known members of a specific class of serine proteases, called subtilisins or dibasic processing endoproteases. In subtilisins, four regions form the catalytic triad and the substrate binding site and are most highly conserved among subtilisins, prominent representatives of which are the bacterial SUBTILISIN BPN' (Wells et al. 1983, *Nucleic Acids Res.* 11, 7911-7925), the KEX2 of yeast (Mizuno et al. 1988, *Biochem. Biophys. Res. Commun.* 156, 246-254), the human furin/PACE (GenBank, Acc. No. X17094) and PC1/PC3 (Seidah et al., 1991, *Mol. Endocrinol.* 5, 111 - 122; Smeekens et al., 1991, *Proc. Natl. Acad. Sci. USA* 88, 340 - 344). Several genes from plants encoding subtilases have been isolated such as CUCUMISIN from *Cucumis melo* (Yamagata et al., 1994, *J. Biol. Chem.* 269, 32725 - 32731), P69 from *Lycopersicon esculentum* (Tornerio et al., 1996, *Proc. Natl. Acad. Sci. USA* 93, 6332 - 6337), or AG12 from *Alnus glutinosa*

(Ribeiro et al., 1995, *Plant Cell* 7, 785 - 794). The *in vivo* functions of these plant enzymes, however, are hitherto unknown. In the four conserved regions, SDD1 displays highest sequence similarity to the subtilisins listed above and contains the four characteristic invariant amino acids present in all subtilisins hitherto known (Fig. 5). This unequivocally proves the belonging of SDD1 to this class of endoproteases. The amino acid sequence motif VICAAGNNG within the substrate binding site, however, is unique and distinguishes SDD1 from all other known subtilisins. The mutation present in the R-558 mutant creates a premature stop codon leading to the formation of a C-terminally truncated protein which lacks the essential S-domain containing the catalytically active serine residue (Fig. 2).

Example 5: Modulation of stomatal density in plants through modulation of SDD1 expression by genetic engineering

The usefulness of the SDD1 gene for the creation of plants with various different levels of increased or decreased stomatal densities through modulation of the degree of SDD1 gene expression was shown by the analysis of further transgenic plants. 4 out of 10 of the transgenic plants carrying the aforementioned (Example 4) T-DNA of p35S-SDD1 and 1 out of 10 of the transgenic plants carrying the aforementioned (Example 4) T-DNA of pG-SDD1 showed lower stomatal density than the corresponding wildtype plants analyzed in parallel (Table 1).

Furthermore, SDD1 antisense inhibition studies were performed. To this end, the plasmid p35S- α SDD1 was generated which contains an antisense-gene construct called ' α SDD1' (Fig. 6). A 2079 bp - fragment (position 74 - 2153 according to the sequence shown in seq. ID 1) of the SDD1 gene was PCR-amplified and subcloned into the pCR 2.1 - vector (Invitrogen, Leek The Netherlands). Using the flanking Asp718 (3') and XbaI (5') restriction sites, the 2 kb SDD1 - fragment was cut from the pCR 2.1 - vector and inserted into the Asp718 and XbaI sites of the pBIN-AR-Hyg. vector (see example 3), thus placing it in antisense orientation to the CaMV 35S - promoter.

The plasmid p35S- α SDD1 was introduced into *Agrobacterium tumefaciens* according to Höfgen and Willmitzer (*Nucleic Acids Res.* 16, 9887, 1988) and was used to generate transgenic *Arabidopsis thaliana* plants through application of the

procedure described by Schmidt and Willmitzer (*Plant Cell Rep.* 7, 583-586, 1988). Among the transgenic plants carrying the T-DNA of p35S- α SDD1 thus generated, individuals with increased stomatal density were obtained.

It was thus demonstrated that through the application of genetic engineering techniques, a gene encoding a subtilisin-like serine protease, can be used to generate plants with various different levels of decreased or increased stomatal densities brought about by the modulation of the expression of said gene.

Example 6: Cloning of two SDD1 homologs from *Solanum tuberosum*

A 2328 bp fragment representing the complete SDD1 coding region from *Arabidopsis* was amplified from the clone IGF20D22 of the *Arabidopsis thaliana* genomic IGF-BAC library (Mozo et al., 1998, *Mol. Gen. Genet.* 258, 562-570) via PCR and was used as a radiolabeled probe (Random Primed DNA Labeling Kit, Boehringer Mannheim) in the screening procedure.

Plaque lifting was performed on 1.6×10^6 pfus of a genomic library from *Solanum tuberosum* L. line AM80/5793 (Liu et al., 1991, *Plant Mol. Biol.* 17, 1139-1154), using Hybond N filters (Amersham).

After pre-hybridization for 4 h at 42°C in buffer A (5 x SSC, 0.5 % BSA, 5 x Denhardt, 1 % SDS, 40 mM phosphate buffer, pH 7.2, 100 mg/l herring sperm DNA, 25 % formamid) filters were hybridized to the radiolabeled probe (see above). After 8 h of hybridization the filters were washed 3 times for 20 min at 50°C in a buffer containing 3 x SSC and 0.5 % SDS. X-ray film exposure was usually performed for 14h.

Ten strongly hybridizing phage plaques were rescreened and purified to homogeneity. Phage DNA was prepared according to the method described by Patterson & Dean 1987 (*NAR Vol.15* (15), 6298).

According to their restriction patterns and Southern analysis, using the radiolabeled SDD1 PCR fragment as a probe, phages were divided into two different classes. In case of class I a 3864 bp hybridizing EcoRI/SalI fragment was subcloned into pMCS5 (EcoRI/SalI) (Mo Bi Tec, Göttingen), yielding plasmid pAH10/58. In case of class II a ~4.5 kb hybridizing Scal- fragment was subcloned in pMCS5 (Mo Bi Tec, Göttingen), yielding plasmid pAH 14/58. Both of the plasmids were subjected to DNA-sequencing analysis and contained the

nucleotide sequences, coding for *SDD1* homologs from *Solanum tuberosum* P1gen (SEQ ID NO: 7), P1 - corresponding to P1gen without the intron - (SEQ ID NO: 9), and P2 (SEQ ID NO: 11) The class I a fragments are characterized by the presence of introns, class IIa fragments by the absence of introns. The amino acid sequences encoded by P1 and P2 are shown in SEQ ID NOS: 8, 10 and 12, respectively, and compared to that of *SDD1* in Figure 7.

Example 7: Overexpression of subtilase in tobacco

A genomic fragment of 2.3 kb was amplified by PCR from the genome of *A. thaliana* var. C24, and Asp 718/ Xba I (the primers comprised these sequences) and cloned into the vector pBinAR Hyg (Höfgen and Willmitzer (1990), Plant Sci. 66: 221-230).

Agrobacteria GV2260 (Deblaere (1985), Nucl. Acid Res. 13: 4777-4788) were transformed by way of heat shock, and tobacco plants were infected cv. SNN and regenerated (Rosahl et al., (1987) EMBO J. 6: 1155-1159).

In total, 24 plants were examined as to their RNA expression. For this, RNA from leaf plants was prepared according to Logemann et al. (1987) Anal. Biochem. 163: 16-20) in tissue culture (22°C, 50% atmospheric humidity, 2000 Lux, 16h/8h light rhythm). About 10µg RNA were loaded onto a denaturing gel (Lehrach et al., (1977) Biochem. 16: 4743-4751) and thereupon transferred onto a positively charged membrane Hybond N+ (Amersham Buchler, Braunschweig) via capillary transfer. Thereafter, the RNA was fixed onto the membrane via heat fixation (2h/80°C), washed in 2XSSC for a short period of time (2-3 min), prehybridized for at least 1h at 65°C (0.25M Na-P buffer pH 7.2; 1% BSA, 7% SDS and 10mM EDTA) and hybridized overnight at 65°C with a radioactively labeled probe (Feinberg, and Vogelstein, (1983) Anal. Biochem. 132: 6-13). After two washes with 2XSSC at 65°C for 30 min each the filter was exposed on an X-ray filter overnight at -80°C.

In total, 24 plants were analyzed by way of "Northern technique", of which 12 could be classified as positive, 9 being classified as strong and 3 as weaker expressers. Copies using clear nail varnish were prepared from these plants as well as from the wild type, 5 leafs from different plants of the wild type were analyzed. For doing so, 5 areas each were counted and stomatal density was

determined as stomata/mm². When doing so, it was surprisingly found that stomatal density on the adaxial leaf surface was about twice as high as on the abaxial surface; see table 2.

Table 2

Microscopic analysis of stomatal density
WT/adaxial

Pl.-Nr						Stomata/m m2
1	71	65	73	68	69	56
2	58	69	62	51	52	47
3	78	74	68	73	76	60
4	83	87	71	82	73	64
5	77	75	79	76	73	62
6	69	69	64	68	63	54
7	61	67	61	64	63	51
MV:						56
STD:						6,13

WT/abaxial

Pl.-Nr.						Stomata/m m2
1	101	108	105	98	109	84
2	128	144	140	139	147	113
3	163	154	160	157	165	129
4	111	115	116	121	107	92
5	183	176	180	168	171	142
6	131	138	135	141	139	111
MV:						112
STD:						21,79

AR
Subt./adaxial

Pl.Nr.						Stomata/m m2
13	27	21	20	23	21	18
14	17	23	24	22	20	17
15	21	20	23	19	22	17
16	17	13	19	18	23	15
19	24	28	29	26	28	22
22	25	23	27	22	26	20
30	22	26	24	21	25	19
37	27	26	30	33	28	23
38	30	26	33	30	28	24
40	27	23	26	25	31	21
41	21	23	25	22	20	18
42	27	25	22	23	22	19
MV:						19
STD:						2,72

AR
Subt./abaxial

Pl.Nr.						Stomata/m m2
13	74	71	72	71	76	59
14	73	61	72	70	76	57
15	80	78	71	83	75	63
16	86	99	72	83	97	71
19	84	95	87	93	94	73

22	58	47	62	62	56	46
30	93	93	96	87	91	75
37	92	97	95	100	93	77
38	76	80	78	77	83	64
40	81	77	88	73	76	64
41	62	56	61	68	59	50
42	82	75	78	81	75	63
mean value				MV:	63	STD. 9,58

	WT	AR
		Subt.
adaxial	56	19
abaxial	112	63

STD = standard deviation
 MV = mean value
 WT = wild type
 AR = transgenic plant

After microscopic analysis of the copies of the transgenic plants which were taken by using clear nail varnish, a decrease in stomatal density by about 50% on both leaf sides could be detected. The hypostomatic phenotype, however, is also found in the transgenic plants; see table 2.

No differences could be found between strong and weak "expressers"; thus even a minor increase of SDD1 activity seems to be sufficient to result in a phenotype.

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PCT/EP99/07633
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Our Ref.: C 1748 PCT

Claims

1. A recombinant DNA molecule comprising:
 - (i) a nucleic acid molecule encoding a subtilisin-like serine protease or encoding a biologically active fragment of such a protein, selected from the group consisting of
 - (a) nucleic acid molecules comprising a nucleotide sequence encoding a protein comprising the amino acid sequence as given in SEQ ID NO: 2, 8, 10 or 12;
 - (b) nucleic acid molecules comprising a nucleotide sequence as given in SEQ ID NO: 1, 7, 9 or 11;
 - (c) nucleic acid molecules encoding a protein comprising at least the D region, H region, substrate binding site and/or S region of the subtilisin-like serine protease encoded by a nucleic acid molecule of (a) or (b); or
 - (d) nucleic acid molecules hybridizing with the complementary strand of a nucleic acid molecule as defined in any one of (a) to (c);
 - (e) nucleic acid molecules encoding a protein the amino acid sequence of which is at least 65% identical to the amino acid sequence encoded by a nucleic acid molecule of any one of (a) to (c);
 - (f) nucleic acid molecules, the nucleotide sequence of which is degenerate as a result of the genetic code to a nucleotide sequence of a nucleic acid molecule as defined in any one of (a) to (e); or
 - (ii) a nucleic acid molecule encoding a mutant non-active or a hyper-active form of or an antibody against the subtilisin-like serine protease encoded by a nucleic acid molecule of (i); or

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(iii) a nucleic acid molecule which specifically hybridizes with a nucleic acid molecule of (i) or the complementary strand thereof.

2. The recombinant DNA molecule of claim 1 wherein the nucleic acid molecule is DNA, cDNA, genomic DNA or synthetically synthesized DNA.
3. The recombinant DNA molecule of claim 1 wherein the nucleic acid molecule is derived from a plant, preferably Arabidopsis or potato.
4. The recombinant DNA molecule of any one of claims 1 to 3 wherein said nucleic acid molecule is operably linked to regulatory elements allowing the expression of the nucleic acid molecule in plants.
5. A vector comprising a recombinant DNA molecule of any one of claims 1 to 4.
6. A host cell containing a vector of claim 5 or a recombinant DNA molecule of any one of claims 1 to 4.
7. A method for the production of transgenic plants with altered stomata characteristics compared to wild type plants comprising the introduction of a recombinant DNA molecule of any one of claims 1 to 4 or the vector of claim 5 into the genome of a plant, plant cell or plant tissue.
8. A transgenic plant cell comprising stably integrated into the genome a recombinant DNA molecule of any one of claims 1 to 4 or a vector of claim 5 or obtainable according to the method of claim 7, wherein the expression of the nucleic acid molecule results in an increased expression or activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.
9. A transgenic plant or a plant tissue comprising plant cells of claim 8.

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10. The transgenic plant of claim 9 which displays a decreased stomata density, lower conductance of stomata and/or wherein the water consumption is lowered compared to wild type plants.
11. A transgenic plant cell which contains stably integrated into the genome a recombinant DNA molecule of any one of claims 1 to 4 or part thereof, a vector of claim 5 or obtainable according to the method of claim 7, wherein the presence, transcription and/or expression of the nucleic acid molecule or part thereof leads to reduction of the synthesis or the activity of subtilisin-like serine proteases in transgenic plants compared to wild type plants.
12. The plant cell of claim 11, wherein the reduction is achieved by an antisense, sense, ribozyme, co-suppression and/or dominant mutant effect.
13. A transgenic plant or plant tissue comprising the plant cells of claim 11 or 12.
14. The transgenic plant of claim 13 which displays increased stomatal density and/or higher conductance of stomata and/or increased content of sugars and/or protein in plant leaves compared to wild type plants.
15. The transgenic plant of any one of claims 9, 10, 13 or 14, the plant cell of any one of claims 8, 11 or 12, or the plant tissue of claim 9 or 13, wherein said plant, plant cell or plant tissue is derived from a monocotyledonous or dicotyledonous plant.
16. The transgenic plant, plant cell or plant tissue of claim 15, wherein said plant is derived from maize, rice, barley, wheat, rye, oats, tomato, melon, banana, chicoree, salad, cabbage, potato, tobacco, alfalfa, clover, oilseed rape, sunflower, peanut, soybean, cotton, sugar beet, linseed, flax, millet, hemp, sugar cane, bean, pea or tree.
17. Harvestable parts or propagation material of plants of any one of claims 9, 10, 13 or 14 to 16 comprising plant cells of claim 8, 11, 12, 15 or 16.

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18. A kit comprising a recombinant DNA molecule of any one of claims 1 to 4 or a vector of claim 5.
19. A method for the production of a transgenic plant comprising an increased yield and/or increased stomatal density compared to wild type plants, wherein
- (a) a plant cell is genetically modified by the introduction of a foreign nucleic acid molecule the presence of which or the expression of which results in a decreased activity of a subtilase;
 - (b) a plant is regenerated from the cell prepared according to step (a); and
 - (c) further plants, if any, are generated from the plant prepared according to step (b).
20. A method for the production of a transgenic plant having a decreased water consumption and/or decreased stomatal density compared to wild type plants wherein
- (a) a plant cell is genetically modified by the introduction of a foreign nucleic acid molecule the presence of which or the expression of which results in an increased activity of a subtilase;
 - (b) a plant is regenerated from the cell prepared according to step (a); and
 - (c) further plants, if any, are generated from the plant prepared according to step (b).
21. Use of a nucleic acid molecule encoding or regulating the expression of a subtilisin-like serine protease or a nucleic acid molecule hybridizing with such a nucleic acid molecule, a nucleic acid molecule as defined in any one of claims 1 to 4, a recombinant DNA molecule of any one of claims 1 to 4, or a vector of claim 5 for the production of plants with improved fresh and dry weight, for enhancing the content of sugars and/or protein in plant leaves for the production of plants with reduced leaf temperatures or with reduced water loss and lower water consumption, for the modulation (enhancement) of CO₂ uptake into and H₂O release from leaves, for sustained photosynthesis under high intensity conditions or for the improvement of disease resistance of plants.

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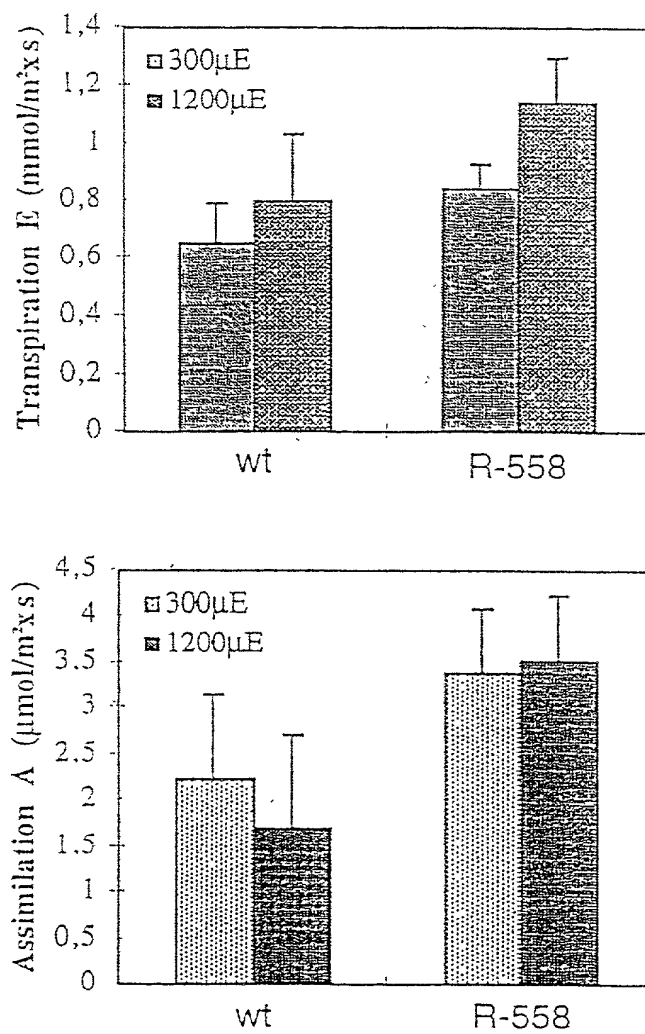


Figure 1

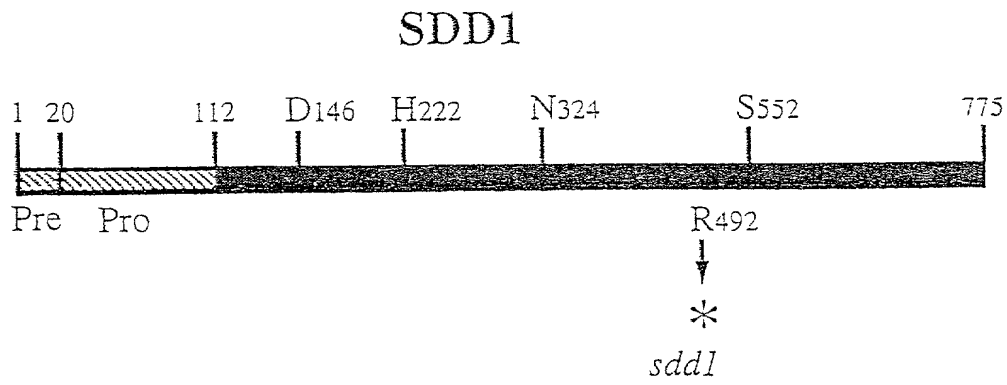


Figure 2

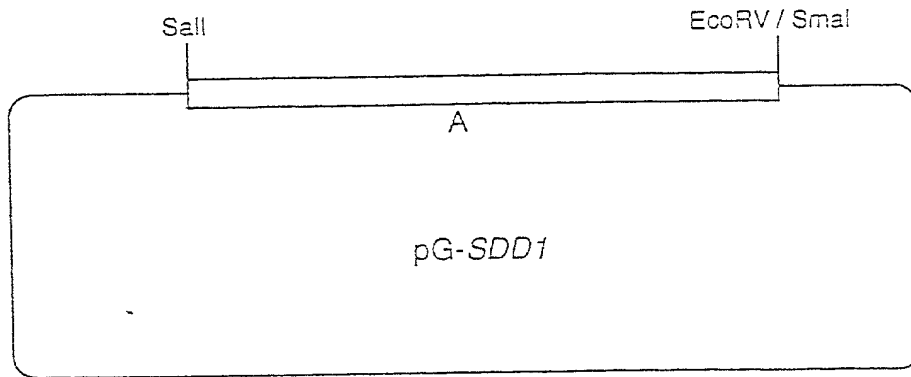


Figure 3

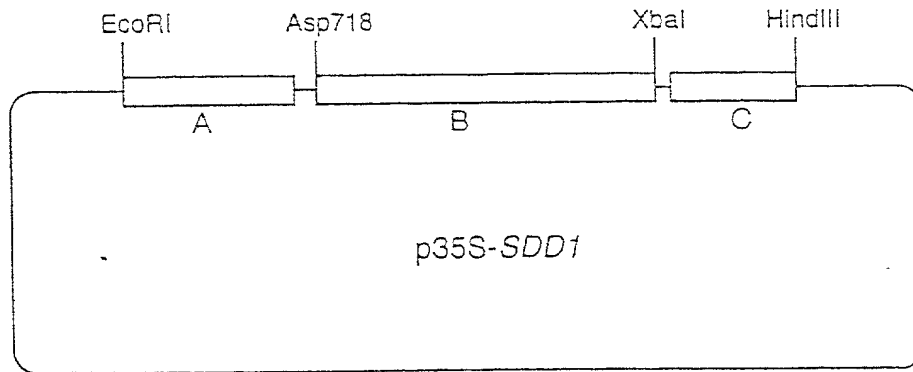


Figure 4

5/9

D region

			*
Ag12	136	GEDVIIGVI	DSGVWPESDS FKDDGM
SDD1	137	GQGTIIIGVL	DTGVWPESPS FDDTGM
LeP69	137	GKGVIIIGVI	DTGILPDHPS FSDVGM
Cucumisin	131	ESNIVVGVL	DTGIWPESPS FDDEGF
Furin/PACE	144	GHGIVVSIL	DDGIEKNHPD LAGNYD
PC1/PC3	158	GKGVVITVL	DDGLEWNHTD IYANYD
KEX2	166	GAGVVAIV	DDGLDYENED LKDNFC
Subtilisin BPN'	130	GSNVKVAVI	DSGIDSSHPD LKVAGG
Consensus		G-GV---V-	D-G-----P- --D-G-

H region

			*
Furin/PACE	186	YTQMNDNRHG	TRCAGEVAAV ANNGVC
PC1/PC3	200	YDPTNENKHG	TRCAGEIAMQ ANNHKC
KEX2	205	KPRLSDDYHG	TRCAGEIAAK KGNNFC
Cucumisin	196	NGPRDTNGHG	THTASTAAGG LVSQAN
LeP69	195	GSPIDDDGHG	THTASTAAGA FVNGAN
Ag12	208	NSARDTLGHG	THTASTAAGN YVNGAS
SDD1	214	ISARDSTGHG	THTASTVGGG SVSMAN
Subtilisin BPN'	163	NPFQDNNSHG	THVAGTVAAL NNSIGV
Consensus		----D---HG	TH-A-T-A-- --N---

substrate binding site

			*
Furin/PACE	284	GLGSIFVWAS	GNGGR
PC1/PC3	298	GKGSIFVWAS	GNGGR
KEX2	303	SKGAIYVFAS	GNGGT
Cucumisin	296	ERGILTSNSA	GNGGP
LeP69	295	ERGILVSCSA	GNNGP
Ag12	307	EKGVVVSTSA	GNAGP
SDD1	313	ERGISVICA	GNNGP
Subtilisin BPN'	251	ASGVVVVAAA	GNEG
Consensus		--G-----AA	GN-G-

S region

			*
Furin/PACE	363	SHTGTSAS	APLAAGIIAL TLE
PC1/PC3	377	THTGTSAS	APLAAGIFAL ALE
KEX2	380	SHGGTSAA	APLAAGVYTL LLE
LeP69	527	IISGTSMS	CPHLSGVRAL LKS
SDD1	547	VMSGTSMS	CPHVSGITAL IRS
Ag12	532	MVSGTSMA	CPHASGVAAL LKA
Cucumisin	520	IISGTSMS	CPHITGIATY VKT
Subtilisin BPN'	323	AYNGTSMA	SPHVAGAAAL ILS
Consensus		---GTSMS	-PH--G--AL

Figure 5

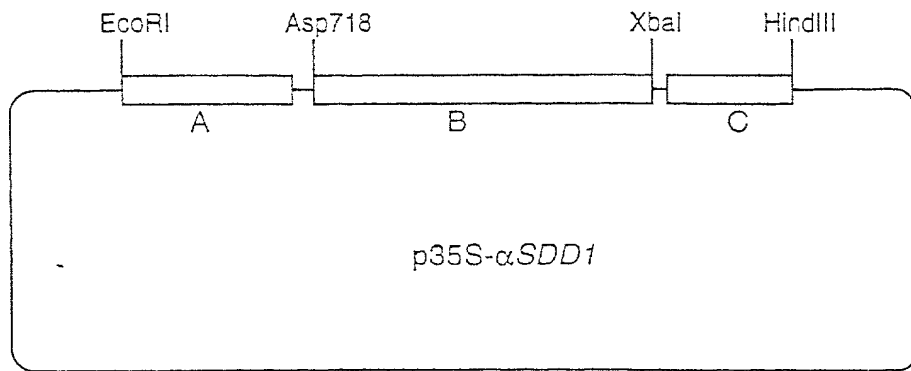


Figure 6

7/9

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          *           20           *
At_subtila : -----VAPKPFELCIIT : 12
Plgesp     : ILFNPFKYPHQIISTNIPLFNFKYNSVILNFOITYELGHT : 38
St_P2Sca   : -----THLISLLEL : 9
                      me      F flcf

          40           *           60           *
At_subtila : LIFCSSSSEILQKQTYIVOLHPNSEIAKI--FASKEDWH : 49
Plgesp     : LLCEIPLLOAONLQTYIVOLHPQHASTRIPFSSKFEQWH : 76
St_P2Sca   : LLCEVC-IOACDLQTYIVOLHPHGATRPP-FSSKLQWH : 45
          LLcf      qaq lQTYIVQLHP      at      t FssKfQWH

          80           *           100          *
At_subtila : LSFLQ-----EAVLGVEE : 62
Plgesp     : LSFLENFTNIPLFNFKYIQWNSIPILFLCFYSVYSPAT : 114
St_P2Sca   : LSFLA-----KA--SS : 55
          LSFL                                V      V

          120          *           140          *
At_subtila : EE---EPPSSRLLYSYGSAIEGFAAQITSEAEILLYS : 97
Plgesp     : SISSGLENSSRLLYSYHSAFEGFAALLSENELKALKKS : 152
St_P2Sca   : GE---QDSSRLLYSYHSAMEGFAARLTDEVELLES : 90
          e      e sSSRLLYSYhSA EGFAA LtE E e Lr S

          160          *           180          *
At_subtila : PEVAVVREDHVLQVOTTYSYKFLGLDGFGNSGVVSKSR : 135
Plgesp     : NVVLSYELERKEEVOTTYSYKFLGLSPT-KLGTWIKSE : 189
St_P2Sca   : NDVLSIRATRRLLIQVOTTYSYKFLGLSPT-RKGAWIKSE : 127
          n Vlsirper LevQTTYSYKFLGLSpt      eG WlKSG

          200          *           220
At_subtila : FGQCTIIGVLDTGVPESPSFDDTGMPSTPRKWKGICO : 173
Plgesp     : FGRGAIIGVLDTGVPESPSFVDHGMSPPIPKWKGXCO : 227
St_P2Sca   : FGRGAIIGVLDTGVPESPSFDDHGMPEAPQWRGVCO : 165
          FGGrGaiIGVLDTGvWPESPSFdDhGMppiP KwK G CQ

          *           240          *           260
At_subtila : EGESFSSSSCNRKLI GARFFIRGHRVANSPEESENMPR : 211
Plgesp     : EGKNFNSSSSCNRKLI GARFFQIGHMMASKTSKSIDFM : 265
St_P2Sca   : GGQDFNSSSSCNRKLI GARFFRKGHVASMIS-SPDAVA : 202
          eG FnSSSCNRKLI GARFF GHrvAs ts Spd e

          *           280          *           300
At_subtila : EYISARDSTGHGHTTASTVGGSSVSMANVLGNGAGVAR : 249
Plgesp     : DYVSRDSQGHGHTTASTAGGAPVPMASVLGNGAGGAR : 303
St_P2Sca   : EYVSRDSHGHGHTTASTAGGAAPVLAGVLGNGAGGAR : 240
          eYvSprDS GHGHTTASTaGGa VpmA VLGNGAGeAR

```

Figure 7

```

      *           320           *           340
At_subtila : GMAPGAHTAVYKVCWENGCGYSSDILAAIDVAIQDKVDV : 287
Plgesp      : GMAPGAHTAVYKVCWSSGCGYSSDILAAAMDVAIRDGVDT : 341
St_P2Sca    : GMAPGAHTAVYKVCWSSGCGYSSDILAAAMDVAIRDGVDT : 278
              GMAPGAHTAiYKVCWfsGCGYSSDILAAmDVAIrDgVDi

      *           360           *           380
At_subtila : LSLSLGGFPEPLYDDTIAIGTFRAMERGISVICAAGNN : 325
Plgesp      : LSLSLGGFVPPLYEDTIAIGSFRAMERGISVICAAGNN : 379
St_P2Sca    : LSLSLGGFPEPLYDDTIAIGSFRAMEHGISVICAAGNN : 316
              LSLSLGGFPiPLYdDTIAIGsFRAMerGISVICAAGNN

      *           400           *           4
At_subtila : GPIESSVANTAPWVSTIGAGTLDRRFPAVVRLANGKL : 363
Plgesp      : GPILSSVANEAPWLTATIGASTLDRKEPAIIOLNGKYV : 417
St_P2Sca    : GPIQSSVANGAPWLTATIGASTLDRRFPA SVOLNGKF : 354
              GPI SSVAN APWiatIGASTLDRrFPA vqLgNGK l

      20           *           440           *
At_subtila : YGESLYPGKGIKAGREVEVIYVTGCDKGSEFCLRGSL : 401
Plgesp      : YGESLYPGKQVHNSQVIELIVYLNDGNGSEFCLRGSL : 455
St_P2Sca    : YGESLYPGKKIPSSQENIELIVYVKIKDKGSEFCLRGSL : 392
              YGESLYPGK v nsqk lEivYv dgDkGSEFCLRGSL

      460           *           480           *
At_subtila : REELRGKMLICDRGVNGRSEKGEAVKEAGGVAMILAN : 439
Plgesp      : ERAKVHGKIICDRGVNGRAEKGOVVKESCGVAMILAN : 493
St_P2Sca    : SKAQVRGKMVICDRGVNGRAEKGOVVKESAGGAAMILAN : 430
              pra vrGKmVvCDRGVNGRaEKGqvVKEaGGvAMILAN

      500           *           520           *
At_subtila : TEINQEDSDVDVHLLPATLIGYTESVLLKAVNATVRP : 477
Plgesp      : TAVNMEEDSDVDVHMLPATLIGEDESTOLOSYMNSTIRKP : 531
St_P2Sca    : TAINMEEDSDVDVHLLPATLIGEDESTOLONYNLSTIKRP : 468
              TaiNmeEDSDiDVHvLPATLIGfdESiqLq Y NsT kP

      540           *           560           *
At_subtila : KARIIFGGTVIGRSRAPAVAQFSARGPSLANPSTILKPD : 515
Plgesp      : KARIIFGGTVIGKSSAPAVAQFSRRGPSFTDPSTILKPD : 569
St_P2Sca    : KARIIFGGTVIGKSRAPAVAQFSRRGPSYTDPSILKPD : 506
              tARiIFGGTVIGkSrAPaVAQFSsRGPS tdPSILKPD

      580           *           600
At_subtila : MIAPGVNIIAAWPQNLGETGLEFYDSRRVNFTVMSGTSM : 553
Plgesp      : VIAPGVNIIAAWPQNLGPGGLAFDSRRVNFTVLSGTSM : 607
St_P2Sca    : LIAPGVNIIAAWPQNLGPSGLPEDSRRVNFTVMSGTSM : 544
              IAPGVNIIAAWPQNLGPsGLpeDSRRVNFTVmSGTSM

```

Figure 7

```

      *           620           *           640
At_subtila : SCPHVSGITALIRSAIENWSPAAIKSALMTTADLYDR : 591
Plgesp     : ACPHVSGIAALLHESIIPKWSPAAIKSALMTTADITNEQ : 645
St_P2Sca   : ACPHVSGIAALLHESAIIPKWTTPAAIRSALMTTADTADQM : 582
             aCPHVSGIaALLhSahPkWsPAAIkSALMTTADt dhq

      *           660           *           680
At_subtila : GKAIKDCGNKPAQVFAIGAGHVNPOKAINPGLVYNIQPV : 629
Plgesp     : GKPIWDGDTTRAGHFAIGAGHVNPCRSDPEGLIYDINAN : 683
St_P2Sca   : GKPIWDGDAPAKIFFAIGAGHVNPCRATDPGLIYDIQVD : 620
             GKpImDGd pAglfAiGAGHVNpgraidPGLiYdIq

      *           700           *           720
At_subtila : EYITYLCTLCETFRSDITLAIITHKNVSCNGILRKNPGEFSL : 667
Plgesp     : EYITHLCTTIGYKNSLITLSITHKNVSCHDVLQKNRGEFSL : 721
St_P2Sca   : EYITHLCTTIGYRNSIEVFSITHKNVSCHDILQNNRGEFSL : 658
             dYIThLCTiGy nSeilsITHkNVSChdilQkNrGEFSL

      *           740           *           760
At_subtila : NYPISIAVIEKRGATTEMITRRVTNVGSPNSIYSVNVKA : 705
Plgesp     : NYPISISVIEFKAGTKRKMITRRVTNVGSPNSIYSVEIVA : 759
St_P2Sca   : NYPISISITERAGMTRAILKRRVTNVGNPNSIYSVDIEA : 696
             NYPISisviFkaGkTrkmItRRVTNVGSPNSIYSV i A

      *           780           *           8
At_subtila : PEGIKVIIVNPKRLVFKHVDOTLSYRVWFVLKFKNRKG : 743
Plgesp     : PEGVKVRVKPRRLVFKHVNOQLSYRVWFISRKRLCTQ : 796
St_P2Sca   : PEGVKVRVKPRRLVFKHVNOQLSYRVWFISRKXLES : 733
             PEGvKVRvKPrRLvFKHVnQsLSYRVWFisrK ig k

      00           *           820           *
At_subtila : VASFAQCQLTWVNSHMLMTRVRSPISVTLKTN- : 775
Plgesp     : RRSFAEGQLMWINERDKYQKVRSPISVAWASKK : 829
St_P2Sca   : RMSFAQCQLTWVNVGNKATKVKSPISVIMWASMI : 766
             r SFAeGQLtW Ns nk qkVrSPISVtwas k

```

Figure 7

Attorney Docket No. 147-223P

**ADDED PAGE TO COMBINED DECLARATION AND POWER OF
ATTORNEY FOR SIGNING BY ADMINISTRATOR(TRIX),
EXECUTOR(TRIX) OR LEGAL REPRESENTATIVE ON BEHALF OF
DECEASED OR INCAPACITATED INVENTOR (37 CFR 1.42 AND 1.43)**

I,

Ms. Janina Lisso*(type or print name(s) of administrator(trix), executor(trix) legal representative or all heirs)*

hereby declare that I am a citizen of

Germanyresiding at Mittelweg 2806862 RoßlauGermany

and that I am executing and signing the declaration to which this is attached as *(check one)*:

☐

the administrator(trix) of

☐

executor(trix) of the last will and testament of

☒

legal representative (or heirs) of

Dieter Berger

Full name of (first, second, etc.) deceased or incapacitated inventor

Germany

Country of citizenship of deceased or incapacitated inventor

Berlin, Germany

Residence (City, State, and Country) of deceased or incapacitated inventor

Detmolderstr. 63, 10715 Berlin, Germany

Mailing Address of deceased or incapacitated inventor

NOTE:

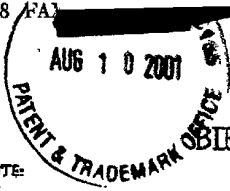
The name of the first, second, etc. deceased or incapacitated inventor should preferably also be filled in at the appropriate prior space of the declaration adding the words "deceased-completed on added page" or "incapacitated-completed on added page."

That, upon information and belief, I aver those facts which the inventor is required to state.

Date:

9.07.01

[Signature]
(Signature of administrator(trix), executor(trix)
legal representative (or all heirs))



DI, US

Attorney Docket No. 147-223P

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BIRCH, STEWART, KOLASCH & BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747
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COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated next to my name, that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

MEANS AND METHODS FOR MODULATING STOCHASTIC CHARACTERISTICS IN PLANTS

Fill in Appropriate
Information -
For Use Without
Specification
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on April 3, 2000 as
United States Application Number: 09/106,767
and amended on _____ (if applicable) and/or
the specification was filed on October 2, 1999 as PCT
International Application Number PCT/EP 99/0763, and was
amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

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Insert Priority
Information:
(if appropriate)

Prior Foreign Application(s)

Priority Claimed

EP 98 119244.6 (Number)	EPO (Country)	October 12, 1998 (Month/Day/Year Filed)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

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Application(s):
(if any)

(Application Number)	(Filing Date)
(Application Number)	(Filing Date)

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Country	Application Number	Date of Filing (Month/Day/Year)

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(if appropriate)

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Application(s):
(if any)

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

Attorney Docket No. 147-223P

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary.

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Joseph A. Kolasch	(Reg. No. 22,463)	James M. Stattery	(Reg. No. 28,380)
Bernard L. Sweeney	(Reg. No. 24,448)	Michael K. Muter	(Reg. No. 29,580)
Charles Gorinstein	(Reg. No. 29,271)	Gerald M. Murphy, Jr.	(Reg. No. 28,772)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First
Inventor
(Print Name of
Inventor and
Signature)
Document to be Signed

Invent Residence
(Print City and State)

Invent Post Office
Address

Full Name of Second
Inventor, if any
(Print Name of
Inventor and
Signature)

Full Name of Third
Inventor, if any
(Print Name of
Inventor and
Signature)

Full Name of Fourth
Inventor, if any
(Print Name of
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MAILING ADDRESS (Complete Street Address including City, State & Country)		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE
Residence (City, State & Country)	CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)		

*DATE OF SIGNATURE

09/806767

JC08 Rec'd PCT/PTO 03 APR 2001

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Gln Phe Tyr Phe Leu Cys Phe Leu Cys Phe Ile Pro Leu Leu Gln
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Ala Gln Asn Leu Gln Thr Tyr Ile Val Gln Leu His Pro Gln His Ala
50 55 60

tca aca aga acc cct ttt agt tct aaa ttt cag tgg cac ctt tca ttt 239
Ser Thr Arg Thr Pro Phe Ser Ser Lys Phe Gln Trp His Leu Ser Phe
65 70 75

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Pro Ala Thr Ser Ile Ser Ser Gly Glu Asn Ser Ser Ser Arg Leu Leu
115 120 125

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Tyr Ser Tyr His Ser Ala Phe Glu Gly Phe Ala Ala Leu Leu Ser Glu
130 135 140

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Asn Glu Leu Lys Ala Leu Lys Lys Ser Asn Asn Val Leu Ser Ile Tyr
145 150 155

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Gly Ala Ile Ile Gly Val Leu Asp Thr Gly Ile Trp Pro Glu Ser Pro	
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Ser Phe Val Asp His Gly Met Ser Pro Ile Pro Lys Lys Trp Lys Gly	
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Leu Ile Gly Ala Arg Phe Phe Gln Ile Gly His Met Met Ala Ser Lys	
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Thr Ser Lys Ser Ile Asp Phe Met Glu Asp Tyr Val Ser Pro Arg Asp	
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Ser Gln Gly His Gly Thr His Thr Ala Ser Thr Ala Gly Gly Ala Pro	
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625 630 635	
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Asp Asp Pro Gly Leu Ile Tyr Asp Ile Asn Ala Asn Asp Tyr Ile Thr	
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Ser Leu Asn Tyr Pro Ser Ile Ser Val Ile Phe Lys Ala Gly Lys Thr	
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Ile Tyr Ser Val Glu Ile Val Ala Pro Glu Gly Val Lys Val Arg Val	
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785 790 795	
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Phe Tyr Phe Leu Cys Phe Leu Leu Cys Phe Ile Pro Leu Leu Gln Ala
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Gln Asn Leu Gln Thr Tyr Ile Val Gln Leu His Pro Gln His Ala Ser
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Thr Arg Thr Pro Phe Ser Ser Lys Phe Gln Trp His Leu Ser Phe Leu
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Glu Asn Phe Thr Asn Ile Pro Leu Phe Asn Phe Lys Tyr Ile Gln Trp
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 Val Pro Met Ala Ser Val Leu Gly Asn Gly Ala Gly Glu Ala Arg Gly
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 Met Ala Pro Gly Ala His Ile Ala Ile Tyr Lys Val Cys Trp Ser Ser
 305 310 315 320
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 450 455 460
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Cys Pro His Val Ser Gly Ile Ala Ala Leu Leu His Ser Ile His Pro
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Thr Thr Asn His Gln Gly Lys Pro Ile Met Asp Gly Asp Thr Arg Ala
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660 665 670

Asp Pro Gly Leu Ile Tyr Asp Ile Asn Ala Asn Asp Tyr Ile Thr His
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725 730 735

Lys Met Ile Thr Arg Arg Val Thr Asn Val Gly Ser Pro Asn Ser Ile
740 745 750

Tyr Ser Val Glu Ile Val Ala Pro Glu Gly Val Lys Val Arg Val Lys
755 760 765

Pro Arg Arg Leu Val Phe Lys His Val Asn Gln Ser Leu Ser Tyr Arg
770 775 780

Val Trp Phe Ile Ser Arg Lys Arg Ile Gly Thr Gln Arg Arg Ser Phe
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Gln Phe Tyr Phe Leu Cys Phe Leu Leu Cys Phe Ile Pro Leu Leu Gln	
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Tyr Ser Tyr His Ser Ala Phe Glu Gly Phe Ala Ala Leu Leu Ser Glu	
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Pro Ser Phe Val Asp His Gly Met Ser Pro Ile Pro Lys Lys Trp Lys	
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Gly Xaa Cys Gln Glu Gly Lys Asn Phe Asn Ser Ser Ser Cys Asn Arg	
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Lys	Thr	Ser	Lys	Ser	Ile	Asp	Phe	Met	Glu	Asp	Tyr	Val	Ser	Pro	Arg	
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Asp	Ser	Gln	Gly	His	Gly	Thr	His	Thr	Ala	Ser	Thr	Ala	Gly	Gly	Ala	
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Pro	Val	Pro	Met	Ala	Ser	Val	Leu	Gly	Asn	Gly	Ala	Gly	Glu	Ala	Arg	
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Gly	Met	Ala	Pro	Gly	Ala	His	Ile	Ala	Ile	Tyr	Lys	Val	Cys	Trp	Ser	
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Ser	Gly	Cys	Tyr	Ser	Ser	Asp	Ile	Leu	Ala	Ala	Met	Asp	Val	Ala	Ile	
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aga	gat	gga	gta	gac	ata	ttg	tct	ctt	tca	att	ggg	ggg	ttc	cct	gtt	1055
Arg	Asp	Gly	Val	Asp	Ile	Leu	Ser	Leu	Ser	Ile	Gly	Gly	Phe	Pro	Val	
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Pro	Leu	Tyr	Glu	Asp	Thr	Ile	Ala	Ile	Gly	Ser	Phe	Arg	Ala	Met	Glu	
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Arg	Gly	Ile	Ser	Val	Ile	Cys	Ala	Ala	Gly	Asn	Asn	Gly	Pro	Ile	Leu	
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Ser	Ser	Val	Ala	Asn	Glu	Ala	Pro	Trp	Ile	Ala	Thr	Ile	Gly	Ala	Ser	
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Thr	Leu	Asp	Arg	Lys	Phe	Pro	Ala	Ile	Ile	Gln	Leu	Gly	Asn	Gly	Lys	
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Tyr	Val	Tyr	Gly	Glu	Ser	Leu	Tyr	Pro	Gly	Lys	Gln	Val	His	Asn	Ser	
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Gln	Lys	Val	Leu	Glu	Ile	Val	Tyr	Leu	Asn	Asp	Gly	Asp	Asn	Gly	Ser	
		435						440				445				
gaa	ttt	tgc	tta	aga	ggg	tct	ctg	cca	aga	gct	aaa	gtc	cat	gga	aaa	1391
Glu	Phe	Cys	Leu	Arg	Gly	Ser	Leu	Pro	Arg	Ala	Lys	Val	His	Gly	Lys	
	450						455					460				
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Ile	Val	Val	Cys	Asp	Arg	Gly	Val	Asn	Gly	Arg	Ala	Glu	Lys	Gly	Gln	
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gtt	gtt	aaa	gaa	tca	ggg	ggg	gtt	gcc	atg	atc	cta	gca	aat	aca	gca	1487
Val	Val	Lys	Glu	Ser	Gly	Gly	Val	Ala	Met	Ile	Leu	Ala	Asn	Thr	Ala	
	480					485				490				495		
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Val	Asn	Met	Glu	Glu	Asp	Ser	Val	Asp	Val	His	Val	Leu	Pro	Ala	Thr	

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Leu	Ile	Gly	Phe	Asp	Glu	Ser	Ile	Gln	Leu	Gln	Ser	Tyr	Met	Asn	Ser	
		515						520					525			
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Thr	Arg	Lys	Pro	Thr	Ala	Arg	Ile	Ile	Phe	Gly	Gly	Thr	Val	Ile	Gly	
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Lys	Ser	Ser	Ala	Pro	Ala	Val	Ala	Gln	Phe	Ser	Ser	Arg	Gly	Pro	Ser	
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Phe	Thr	Asp	Pro	Ser	Ile	Leu	Lys	Pro	Asp	Val	Ile	Ala	Pro	Gly	Val	
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Asn	Ile	Ile	Ala	Ala	Trp	Pro	Gln	Asn	Leu	Gly	Pro	Ser	Gly	Leu	Ala	
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gag	gat	tca	aga	aga	gta	aac	ttc	act	gtc	tta	tca	gga	act	tca	atg	1823
Glu	Asp	Ser	Arg	Arg	Val	Asn	Phe	Thr	Val	Leu	Ser	Gly	Thr	Ser	Met	
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Ala	Cys	Pro	His	Val	Ser	Gly	Ile	Ala	Ala	Leu	Leu	His	Ser	Ile	His	
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cct	aaa	tgg	tca	cca	gct	gca	atc	aaa	tcc	gcg	cta	atg	aca	act	gca	1919
Pro	Lys	Trp	Ser	Pro	Ala	Ala	Ile	Lys	Ser	Ala	Leu	Met	Thr	Thr	Ala	
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Asp	Thr	Thr	Asn	His	Gln	Gly	Lys	Pro	Ile	Met	Asp	Gly	Asp	Thr	Arg	
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Ala	Gly	Leu	Phe	Ala	Ile	Gly	Ala	Gly	His	Val	Asn	Pro	Gly	Arg	Ser	
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gat	gat	ccc	gga	ttg	ata	tat	gac	att	aat	gca	aat	gac	tat	atc	act	2063
Asp	Asp	Pro	Gly	Leu	Ile	Tyr	Asp	Ile	Asn	Ala	Asn	Asp	Tyr	Ile	Thr	
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His	Leu	Cys	Thr	Ile	Gly	Tyr	Lys	Asn	Ser	Glu	Ile	Leu	Ser	Ile	Thr	
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His	Lys	Asn	Val	Ser	Cys	His	Asp	Val	Leu	Gln	Lys	Asn	Arg	Gly	Phe	
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Ser	Leu	Asn	Tyr	Pro	Ser	Ile	Ser	Val	Ile	Phe	Lys	Ala	Gly	Lys	Thr	
	720					725				730				735		
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Arg	Lys	Met	Ile	Thr	Arg	Arg	Val	Thr	Asn	Val	Gly	Ser	Pro	Asn	Ser	
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Lys Pro Arg Arg Leu Val Phe Lys His Val Asn Gln Ser Leu Ser Tyr
770 775 780

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Arg Val Trp Phe Ile Ser Arg Lys Arg Ile Gly Thr Gln Arg Arg Ser
785 790 795

ttt gca gaa gga caa ttg atg tgg atc aac tcc aga gat aaa tac cag 2447
Phe Ala Glu Gly Gln Leu Met Trp Ile Asn Ser Arg Asp Lys Tyr Gln
800 805 810 815

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Phe Tyr Phe Leu Cys Phe Leu Leu Cys Phe Ile Pro Leu Leu Gln Ala
35 40 45

Gln Asn Leu Gln Thr Tyr Ile Val Gln Leu His Pro Gln His Ala Ser
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Thr Arg Thr Pro Phe Ser Ser Lys Phe Gln Trp His Leu Ser Phe Leu
65 70 75 80

Glu Asn Phe Thr Asn Ile Pro Leu Phe Asn Phe Lys Tyr Ile Gln Trp
85 90 95

Asn Ser Ile Pro Ile Leu Phe Leu Cys Phe Tyr Ser Val Tyr Ser Pro
100 105 110

Ala Thr Ser Ile Ser Ser Gly Glu Asn Ser Ser Ser Arg Leu Leu Tyr
115 120 125

Ser Tyr His Ser Ala Phe Glu Gly Phe Ala Ala Leu Leu Ser Glu Asn
130 135 140

Glu Leu Lys Ala Leu Lys Lys Ser Asn Asn Val Leu Ser Ile Tyr Pro
145 150 155 160

Glu Arg Lys Leu Glu Val Gln Thr Thr Tyr Ser Tyr Lys Phe Leu Gly
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Leu Ser Pro Thr Lys Glu Gly Thr Trp Leu Lys Ser Gly Phe Gly Arg
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Gly Ala Ile Ile Gly Val Leu Asp Thr Gly Ile Trp Pro Glu Ser Pro

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Ser Phe Val Asp His Gly Met Ser Pro Ile Pro Lys Lys Trp Lys Gly		
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Xaa Cys Gln Glu Gly Lys Asn Phe Asn Ser Ser Ser Cys Asn Arg Lys		
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Leu Ile Gly Ala Arg Phe Phe Gln Ile Gly His Met Met Ala Ser Lys		
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Thr Ser Lys Ser Ile Asp Phe Met Glu Asp Tyr Val Ser Pro Arg Asp		
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Ser Gln Gly His Gly Thr His Thr Ala Ser Thr Ala Gly Gly Ala Pro		
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Val Pro Met Ala Ser Val Leu Gly Asn Gly Ala Gly Glu Ala Arg Gly		
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Met Ala Pro Gly Ala His Ile Ala Ile Tyr Lys Val Cys Trp Ser Ser		
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Gly Cys Tyr Ser Ser Asp Ile Leu Ala Ala Met Asp Val Ala Ile Arg		
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Asp Gly Val Asp Ile Leu Ser Leu Ser Ile Gly Gly Phe Pro Val Pro		
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Leu Tyr Glu Asp Thr Ile Ala Ile Gly Ser Phe Arg Ala Met Glu Arg		
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Gly Ile Ser Val Ile Cys Ala Ala Gly Asn Asn Gly Pro Ile Leu Ser		
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Leu Asp Arg Lys Phe Pro Ala Ile Ile Gln Leu Gly Asn Gly Lys Tyr		
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Val Tyr Gly Glu Ser Leu Tyr Pro Gly Lys Gln Val His Asn Ser Gln		
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Lys Val Leu Glu Ile Val Tyr Leu Asn Asp Gly Asp Asn Gly Ser Glu		
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Phe Cys Leu Arg Gly Ser Leu Pro Arg Ala Lys Val His Gly Lys Ile		
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Val Val Cys Asp Arg Gly Val Asn Gly Arg Ala Glu Lys Gly Gln Val		
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Val Lys Glu Ser Gly Gly Val Ala Met Ile Leu Ala Asn Thr Ala Val		
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Asn Met Glu Glu Asp Ser Val Asp Val His Val Leu Pro Ala Thr Leu		
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Ile Gly Phe Asp Glu Ser Ile Gln Leu Gln Ser Tyr Met Asn Ser Thr		
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Arg Lys Pro Thr Ala Arg Ile Ile Phe Gly Gly Thr Val Ile Gly Lys		

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Ser Ser Ala Pro Ala Val Ala Gln Phe Ser Ser Arg Gly Pro Ser Phe				
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Thr Asp Pro Ser Ile Leu Lys Pro Asp Val Ile Ala Pro Gly Val Asn				
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Ile Ile Ala Ala Trp Pro Gln Asn Leu Gly Pro Ser Gly Leu Ala Glu				
	580		585	590
Asp Ser Arg Arg Val Asn Phe Thr Val Leu Ser Gly Thr Ser Met Ala				
	595		600	605
Cys Pro His Val Ser Gly Ile Ala Ala Leu Leu His Ser Ile His Pro				
	610		615	620
Lys Trp Ser Pro Ala Ala Ile Lys Ser Ala Leu Met Thr Thr Ala Asp				
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Thr Thr Asn His Gln Gly Lys Pro Ile Met Asp Gly Asp Thr Arg Ala				
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Gly Leu Phe Ala Ile Gly Ala Gly His Val Asn Pro Gly Arg Ser Asp				
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Asp Pro Gly Leu Ile Tyr Asp Ile Asn Ala Asn Asp Tyr Ile Thr His				
	675		680	685
Leu Cys Thr Ile Gly Tyr Lys Asn Ser Glu Ile Leu Ser Ile Thr His				
	690		695	700
Lys Asn Val Ser Cys His Asp Val Leu Gln Lys Asn Arg Gly Phe Ser				
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Leu Asn Tyr Pro Ser Ile Ser Val Ile Phe Lys Ala Gly Lys Thr Arg				
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Lys Met Ile Thr Arg Arg Val Thr Asn Val Gly Ser Pro Asn Ser Ile				
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Tyr Ser Val Glu Ile Val Ala Pro Glu Gly Val Lys Val Arg Val Lys				
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Pro Arg Arg Leu Val Phe Lys His Val Asn Gln Ser Leu Ser Tyr Arg				
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Val Trp Phe Ile Ser Arg Lys Arg Ile Gly Thr Gln Arg Arg Ser Phe				
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Ala Glu Gly Gln Leu Met Trp Ile Asn Ser Arg Asp Lys Tyr Gln Lys				
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<220>

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Gln Ala Gln Asp Leu Gln Thr Tyr Ile Val Gln Leu His Pro His Gly	
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Ala Thr Arg Pro Pro Phe Ser Ser Lys Leu Gln Trp His Leu Ser Phe	
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Leu Ala Lys Ala Val Ser Ser Gly Glu Gln Asp Ser Ser Ser Arg Leu	
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Leu Tyr Ser Tyr His Ser Ala Met Glu Gly Phe Ala Ala Arg Leu Thr	
65 70 75 80	
gaa gat gag gtt gag ttg tta agg gaa tct aat gat gtg ttg tcg ata	288
Glu Asp Glu Val Glu Leu Leu Arg Glu Ser Asn Asp Val Leu Ser Ile	
85 90 95	
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Arg Ala Glu Arg Arg Leu Glu Ile Gln Thr Thr Tyr Ser Tyr Lys Phe	
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Leu Gly Leu Ser Pro Thr Arg Glu Gly Ala Trp Leu Lys Ser Gly Phe	
115 120 125	
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Gly Arg Gly Ala Ile Ile Gly Val Leu Asp Thr Gly Val Trp Pro Glu	
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Ser Pro Ser Phe Asp Asp His Gly Met Pro Pro Ala Pro Gln Lys Trp	
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Arg Gly Val Cys Gln Gly Gly Gln Asp Phe Asn Ser Ser Ser Cys Asn	
165 170 175	
cgc aag ctt att ggt gca agg ttt ttc aga aaa gga cat cgt gtg gct	576
Arg Lys Leu Ile Gly Ala Arg Phe Phe Arg Lys Gly His Arg Val Ala	
180 185 190	
tca atg aca tca tca cca gat gca gtg gag gaa tat gtg tcg cca cgg	624
Ser Met Thr Ser Ser Pro Asp Ala Val Glu Glu Tyr Val Ser Pro Arg	
195 200 205	
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Asp Ser His Gly His Gly Thr His Thr Ala Ser Thr Ala Gly Gly Ala	
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Ala Val Pro Leu Ala Gly Val Leu Gly Asn Gly Ala Gly Glu Ala Arg	

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Gly Met Ala Pro Gly Ala His Ile Ala Ile Tyr Lys Val Cys Trp Phe				
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Ser Gly Cys Tyr Ser Ser Asp Ile Leu Ala Ala Met Asp Val Ala Ile				
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aga gat gga gta gac ata ttg tca ctc tca ctt ggt ggc ttc cct att				864
Arg Asp Gly Val Asp Ile Leu Ser Leu Ser Leu Gly Gly Phe Pro Ile				
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cca ctt tat gat gat act att gcc att gga agt ttc cga gcc atg gag				912
Pro Leu Tyr Asp Asp Thr Ile Ala Ile Gly Ser Phe Arg Ala Met Glu				
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cat gga att tca gtt ata tgt gct gca ggg aat aat gga cca atc caa				960
His Gly Ile Ser Val Ile Cys Ala Ala Gly Asn Asn Gly Pro Ile Gln				
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Ser Ser Val Ala Asn Gly Ala Pro Trp Ile Ala Thr Ile Gly Ala Ser				
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Thr Leu Asp Arg Arg Phe Pro Ala Ser Val Gln Leu Gly Asn Gly Lys				
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Phe Leu Tyr Gly Glu Ser Leu Tyr Pro Gly Lys Lys Val Pro Ser Ser				
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Gln Lys Asn Leu Glu Ile Val Tyr Val Lys Asp Lys Asp Lys Gly Ser				
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gaa ttt tgc ttg aga gga tcg cta tca aaa gca caa gtc cga ggg aaa				1200
Glu Phe Cys Leu Arg Gly Ser Leu Ser Lys Ala Gln Val Arg Gly Lys				
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Met Val Val Cys Asp Arg Gly Val Asn Gly Arg Ala Glu Lys Gly Gln				
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Val Val Lys Glu Ala Gly Gly Ala Ala Met Ile Leu Ala Asn Thr Ala				
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Ile Asn Met Glu Glu Asp Ser Ile Asp Val His Val Leu Pro Ala Thr				
	435	440	445	
ttg att ggc ttc gat gaa tca att caa tta caa aac tac ctg aac tca				1392
Leu Ile Gly Phe Asp Glu Ser Ile Gln Leu Gln Asn Tyr Leu Asn Ser				
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Thr Lys Arg Pro Thr Ala Arg Phe Ile Phe Gly Gly Thr Val Ile Gly				
	465	470	475	480
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Lys	Ser	Arg	Ala	Pro	Ala	Val	Ala	Gln	Phe	Ser	Ser	Arg	Gly	Pro	Ser		
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Tyr	Thr	Asp	Pro	Ser	Ile	Leu	Lys	Pro	Asp	Leu	Ile	Ala	Pro	Gly	Val		
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Asn	Ile	Ile	Ala	Ala	Trp	Pro	Gln	Asn	Leu	Gly	Pro	Ser	Gly	Leu	Pro		
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gct	aaa	ctt	ttt	gca	gct	gga	gct	gga	cac	gtg	aac	cct	gga	aga	gcc	1824	
Ala	Lys	Leu	Phe	Ala	Ala	Gly	Ala	Gly	His	Val	Asn	Pro	Gly	Arg	Ala		
			595			600						605					
atc	gat	cct	gga	ttg	ata	tat	gac	atc	cag	gtt	gat	gaa	tat	atc	act	1872	
Ile	Asp	Pro	Gly	Leu	Ile	Tyr	Asp	Ile	Gln	Val	Asp	Glu	Tyr	Ile	Thr		
			610			615					620						
cat	ctt	tgc	act	atc	gga	tac	aga	aat	tct	gaa	gtc	ttc	agc	att	act	1920	
His	Leu	Cys	Thr	Ile	Gly	Tyr	Arg	Asn	Ser	Glu	Val	Phe	Ser	Ile	Thr		
				625		630				635					640		
cat	agg	aat	gtc	agc	tgc	cat	gac	att	tta	cag	aac	aac	agg	ggt	ttc	1968	
His	Arg	Asn	Val	Ser	Cys	His	Asp	Ile	Leu	Gln	Asn	Asn	Arg	Gly	Phe		
				645				650					655				
agc	cta	aat	tac	ccc	tca	att	tca	ata	act	ttc	aga	gca	gga	atg	act	2016	
Ser	Leu	Asn	Tyr	Pro	Ser	Ile	Ser	Ile	Thr	Phe	Arg	Ala	Gly	Met	Thr		
			660				665						670				
aga	aag	ata	atc	aag	agg	aga	gta	aca	aat	gtg	ggg	aac	cct	aac	tct	2064	
Arg	Lys	Ile	Ile	Lys	Arg	Arg	Val	Thr	Asn	Val	Gly	Asn	Pro	Asn	Ser		
			675				680					685					
att	tac	tca	gtt	gac	att	gag	gca	cct	gag	gga	gtc	aaa	gtg	aga	gtg	2112	
Ile	Tyr	Ser	Val	Asp	Ile	Glu	Ala	Pro	Glu	Gly	Val	Lys	Val	Arg	Val		
			690			695					700						
aag	cca	cgt	cgt	ctg	ata	ttt	aaa	cat	gtg	aac	caa	agc	tta	agc	tat	2160	
Lys	Pro	Arg	Arg	Leu	Ile	Phe	Lys	His	Val	Asn	Gln	Ser	Leu	Ser	Tyr		
				705		710			715						720		
aga	gtt	tgg	ttt	ata	tca	cga	aag	awa	ata	gag	tct	aaa	agg	atg	agc	2208	
Arg	Val	Trp	Phe	Ile	Ser	Arg	Lys	Xaa	Ile	Glu	Ser	Lys	Arg	Met	Ser		
				725				730						735			

ttt gca gag ggg caa ttg aca tgg ttc aat gta gga aac aaa gcc acg 2256
 Phe Ala Glu Gly Gln Leu Thr Trp Phe Asn Val Gly Asn Lys Ala Thr
 740 745 750

aaa gtt aaa agt cct att tcc gtc aca tgg gca tca atg aag 2298
 Lys Val Lys Ser Pro Ile Ser Val Thr Trp Ala Ser Met Lys
 755 760 765

tgatcactat caccactatc acaagcacca tatatttcat tgtcttagtt caaaatttcc 2358

aattaggaat ttcacatcac attataaatt gatgtagag cagatacact ttatctttcc 2418

acaaagaaga aatgatcgat aatcattgaa atgatttggtg ttttactaag tagatgtgtc 2478

tccacaatgt taagaagtat taatatgtat aaatagatta gacaaagcac gagattggtc 2538

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<212> PRT

<213> Solanum tuberosum

<400> 12

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Gln Ala Gln Asp Leu Gln Thr Tyr Ile Val Gln Leu His Pro His Gly
 20 25 30

Ala Thr Arg Pro Pro Phe Ser Ser Lys Leu Gln Trp His Leu Ser Phe
 35 40 45

Leu Ala Lys Ala Val Ser Ser Gly Glu Gln Asp Ser Ser Ser Arg Leu
 50 55 60

Leu Tyr Ser Tyr His Ser Ala Met Glu Gly Phe Ala Ala Arg Leu Thr
 65 70 75 80

Glu Asp Glu Val Glu Leu Leu Arg Glu Ser Asn Asp Val Leu Ser Ile
 85 90 95

Arg Ala Glu Arg Arg Leu Glu Ile Gln Thr Thr Tyr Ser Tyr Lys Phe
 100 105 110
 Leu Gly Leu Ser Pro Thr Arg Glu Gly Ala Trp Leu Lys Ser Gly Phe
 115 120 125
 Gly Arg Gly Ala Ile Ile Gly Val Leu Asp Thr Gly Val Trp Pro Glu
 130 135 140
 Ser Pro Ser Phe Asp Asp His Gly Met Pro Pro Ala Pro Gln Lys Trp
 145 150 155 160
 Arg Gly Val Cys Gln Gly Gly Gln Asp Phe Asn Ser Ser Ser Cys Asn
 165 170 175
 Arg Lys Leu Ile Gly Ala Arg Phe Phe Arg Lys Gly His Arg Val Ala
 180 185 190
 Ser Met Thr Ser Ser Pro Asp Ala Val Glu Glu Tyr Val Ser Pro Arg
 195 200 205
 Asp Ser His Gly His Gly Thr His Thr Ala Ser Thr Ala Gly Gly Ala
 210 215 220
 Ala Val Pro Leu Ala Gly Val Leu Gly Asn Gly Ala Gly Glu Ala Arg
 225 230 235 240
 Gly Met Ala Pro Gly Ala His Ile Ala Ile Tyr Lys Val Cys Trp Phe
 245 250 255
 Ser Gly Cys Tyr Ser Ser Asp Ile Leu Ala Ala Met Asp Val Ala Ile
 260 265 270
 Arg Asp Gly Val Asp Ile Leu Ser Leu Ser Leu Gly Gly Phe Pro Ile
 275 280 285
 Pro Leu Tyr Asp Asp Thr Ile Ala Ile Gly Ser Phe Arg Ala Met Glu
 290 295 300
 His Gly Ile Ser Val Ile Cys Ala Ala Gly Asn Asn Gly Pro Ile Gln
 305 310 315 320
 Ser Ser Val Ala Asn Gly Ala Pro Trp Ile Ala Thr Ile Gly Ala Ser
 325 330 335
 Thr Leu Asp Arg Arg Phe Pro Ala Ser Val Gln Leu Gly Asn Gly Lys
 340 345 350
 Phe Leu Tyr Gly Glu Ser Leu Tyr Pro Gly Lys Lys Val Pro Ser Ser
 355 360 365
 Gln Lys Asn Leu Glu Ile Val Tyr Val Lys Asp Lys Asp Lys Gly Ser
 370 375 380
 Glu Phe Cys Leu Arg Gly Ser Leu Ser Lys Ala Gln Val Arg Gly Lys
 385 390 395 400
 Met Val Val Cys Asp Arg Gly Val Asn Gly Arg Ala Glu Lys Gly Gln
 405 410 415
 Val Val Lys Glu Ala Gly Gly Ala Ala Met Ile Leu Ala Asn Thr Ala
 420 425 430

Ile Asn Met Glu Glu Asp Ser Ile Asp Val His Val Leu Pro Ala Thr
435 440 445

Leu Ile Gly Phe Asp Glu Ser Ile Gln Leu Gln Asn Tyr Leu Asn Ser
450 455 460

Thr Lys Arg Pro Thr Ala Arg Phe Ile Phe Gly Gly Thr Val Ile Gly
465 470 475 480

Lys Ser Arg Ala Pro Ala Val Ala Gln Phe Ser Ser Arg Gly Pro Ser
485 490 495

Tyr Thr Asp Pro Ser Ile Leu Lys Pro Asp Leu Ile Ala Pro Gly Val
500 505 510

Asn Ile Ile Ala Ala Trp Pro Gln Asn Leu Gly Pro Ser Gly Leu Pro
515 520 525

Glu Asp Ser Arg Arg Val Asn Phe Thr Val Met Ser Gly Thr Ser Met
530 535 540

Ala Cys Pro His Val Ser Gly Ile Ala Ala Leu Leu His Ser Ala His
545 550 555 560

Pro Lys Trp Thr Pro Ala Ala Ile Arg Ser Ala Leu Met Thr Thr Ala
565 570 575

Asp Thr Ala Asp His Met Gly Lys Pro Ile Met Asp Gly Asp Ala Pro
580 585 590

Ala Lys Leu Phe Ala Ala Gly Ala Gly His Val Asn Pro Gly Arg Ala
595 600 605

Ile Asp Pro Gly Leu Ile Tyr Asp Ile Gln Val Asp Glu Tyr Ile Thr
610 615 620

His Leu Cys Thr Ile Gly Tyr Arg Asn Ser Glu Val Phe Ser Ile Thr
625 630 635 640

His Arg Asn Val Ser Cys His Asp Ile Leu Gln Asn Asn Arg Gly Phe
645 650 655

Ser Leu Asn Tyr Pro Ser Ile Ser Ile Thr Phe Arg Ala Gly Met Thr
660 665 670

Arg Lys Ile Ile Lys Arg Arg Val Thr Asn Val Gly Asn Pro Asn Ser
675 680 685

Ile Tyr Ser Val Asp Ile Glu Ala Pro Glu Gly Val Lys Val Arg Val
690 695 700

Lys Pro Arg Arg Leu Ile Phe Lys His Val Asn Gln Ser Leu Ser Tyr
705 710 715 720

Arg Val Trp Phe Ile Ser Arg Lys Xaa Ile Glu Ser Lys Arg Met Ser
725 730 735

Phe Ala Glu Gly Gln Leu Thr Trp Phe Asn Val Gly Asn Lys Ala Thr
740 745 750

Lys Val Lys Ser Pro Ile Ser Val Thr Trp Ala Ser Met Lys
755 760 765

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<210> 14
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<220>
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<400> 14
 Ile Val Gln Leu His
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<210> 15
 <211> 5
 <212> PRT
 <213> Artificial Sequence

<220>
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<400> 15
 Ser Ser Arg Leu Leu
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<210> 16
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<220>
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<400> 16
 Gln Thr Thr Tyr Ser
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<210> 17

<211> 5
 <212> PRT
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<220>
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<400> 17
 Ser Ser Ser Cys Asn
 1 5

<210> 19
 <211> 5
 <212> PRT
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<220>
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<400> 18
 Val Leu Gly Asn Gly
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<210> 19
 <211> 5
 <212> PRT
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<220>
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<400> 19
 Gly Ala His Ile Ala
 1 5

<210> 20
 <211> 5
 <212> PRT
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<220>
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<400> 20
 Phe Arg Ala Met Glu
 1 5

<210> 21
 <211> 5
 <212> PRT
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<220>

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<400> 21

Val Ile Cys Ala Ala

1 5

<210> 22

<211> 5

<212> PRT

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<400> 22

Ala Ala Gly Asn Asn

1 5

<210> 23

<211> 5

<212> PRT

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<220>

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<400> 23

Ser Ser Val Ala Asn

1 5

<210> 24

<211> 5

<212> PRT

<213> Artificial Sequence

<220>

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<400> 24

Tyr Gly Glu Ser Leu

1 5

<210> 25

<211> 5

<212> PRT

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<220>

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<400> 25

Gly Ser Glu Phe Cys
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<210> 26

<211> 5

<212> PRT

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<220>

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<400> 26

Cys Leu Arg Gly Ser
1 5

<210> 27

<211> 5

<212> PRT

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<400> 27

Arg Gly Val Asn Gly
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<210> 28

<211> 6

<212> PRT

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<400> 28

Pro Ala Thr Leu Ile Gly
1 5

<210> 29

<211> 5

<212> PRT

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<400> 29

Ile Phe Gly Gly Thr
 1 5

<210> 30

<211> 5

<212> PRT

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<220>

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<400> 30

Pro Gln Asn Leu Gly
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<210> 31

<211> 5

<212> PRT

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<220>

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<400> 31

Val Asn Phe Thr Val
 1 5

<210> 32

<211> 5

<212> PRT

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<220>

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<400> 32

His Val Ser Gly Ile
 1 5

<210> 33

<211> 5

<212> PRT

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<220>

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<400> 33

Gly Phe Ser Leu Asn
 1 5

<210> 34
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<220>
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<400> 34
 Arg Arg Val Thr Asn
 1 5

<210> 35
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<220>
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<400> 35
 Pro Asn Ser Ile Tyr
 1 5

<210> 36
 <211> 5
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<220>
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<400> 36
 Leu Ser Tyr Arg Val
 1 5

<210> 37
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<400> 37
 Ser Pro Ile Ser Val
 1 5

<210> 38

<211> 5
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<220>
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<400> 38
 Val Ile Cys Ala Ala
 1 5

<210> 39
 <211> 5
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<220>
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<400> 39
 Cys Ala Ala Gly Asn
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<210> 40
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 <212> PRT
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<400> 40
 Ala Ala Gly Asn Asn
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<210> 41
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<400> 41
 Val Ile Cys Ala Ala Gly Asn Asn Gly
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<210> 42
 <211> 5
 <212> PRT
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<400> 42

Ile Ile Gly Val Leu

1 5

<210> 43

<211> 5

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 43

Gly Val Leu Asp Thr

1 5

<210> 44

<211> 6

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 44

Thr His Thr Ala Ser Thr

1 5

<210> 45

<211> 4

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 45

Ser Arg Asp Ser

1

<210> 46

<211> 4

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial

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<400> 46

Arg Asp Ser Gly

1

<210> 47

<211> 5

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 47

His Val Ser Gly Ile

1

5

<210> 48

<211> 6

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 48

Phe Thr Val Ser Gly Thr

1

5

<210> 49

<211> 5

<212> PRT

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<220>

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<400> 49

Ser Tyr His Ser Ala

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5

<210> 50

<211> 5

<212> PRT

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<400> 50

Gly Leu Ser Pro Thr
1 5

<210> 51

<211> 5

<212> PRT

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<400> 51

Trp Leu Lys Ser Gly
1 5

<210> 52

<211> 5

<212> PRT

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<400> 52

Phe Asn Ser Ser Ser
1 5

<210> 53

<211> 5

<212> PRT

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<220>

<223> Description of Artificial Sequence: artificial
sequence

<400> 53

Ala Ser Thr Ala Gly
1 5

<210> 54

<211> 5

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: artificial
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<400> 54

Ala Ala Met Asp Val
1 5

<210> 55
 <211> 5
 <212> PRT
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<220>
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<400> 55
 Trp Ile Ala Thr Ile
 1 5

<210> 56
 <211> 5
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<220>
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<400> 56
 Gly Pro Ser Gly Leu
 1 5

<210> 57
 <211> 6
 <212> PRT
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<220>
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<400> 57
 Ile Ala Ala Leu Leu His
 1 5

<210> 58
 <211> 5
 <212> PRT
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<220>
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<400> 58
 Lys Pro Ile Met Asp
 1 5

<210> 59

<211> 5
<212> PRT
<213> Artificial Sequence

<220>
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sequence

<400> 59
Val Ser Cys His Asp
1 5

<210> 60
<211> 5
<212> PRT
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<220>
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<400> 60
Tyr Pro Ser Ile Ser
1 5

<210> 61
<211> 5
<212> PRT
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<220>
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sequence

<400> 61
Ser Leu Ser Tyr Arg
1 5